

MINUTES
BOARD OF DIRECTORS MEETING
BAY AREA AIR POLLUTION CONTROL DISTRICT

Wednesday
January 8, 1958
10:30 A.M.

1480 Mission Street
San Francisco 3,
California

The members of the Bay Area Air Pollution Control District Board of Directors met this date, there being present the following:

William C. Blake, Andrew C. Byrd, A. Watson Conner, Sam Della Maggiore, Francis Dunn, Jack O. Fries, William Gness, Ivan T. Goyak, Arthur Kanzee, Jr., Mrs. Clarissa Shortall McMahon, Martin A. Poas, and Weldon L. Richards.

Absent Members: None

Staff Members Present: Benjamin Linsky, Matthew S. Walker, Patrick J. Moran, and Pauline A. Dee.

Chairman Blake called the meeting to order at 10:30 A.M.

Mr. Kanzee moved that the Minutes of the Board of Directors meeting of December 4, 1957, be approved as presented. Seconded by Mr. Dunn. Carried unanimously upon roll call.

Chairman Blake called on Mr. Dunn, Chairman of the Budget and Finance Committee, to present the recommendations of that Committee from their December 20, 1957 meeting.

Mr. Dunn stated that in each member's folder was a copy of the Semi-Annual Budget Review as presented by Mr. Linsky, Air Pollution Control Officer. Mr. Dunn asked Mr. Moran, Executive Secretary, to present the Budget and Finance Committee's recommendations Item by Item to the Board of Directors.

Mr. Moran read the Committee recommendations as follows:

Item No. 1 - That the District purchase the vehicles provided in the budget and thus reduce

expenditures for use of employees cars.

Mr. Dunn informed the Board members that the purchase of cars would result in an overall saving on gasoline, mileage, etc. General discussion ensued. Mr. Dunn moved for acceptance of Item No. 1. Seconded by Mr. Byrd. Carried unanimously upon roll call.

Item No. 2 - That public address system and suitable chairs be provided for the Board Room.

Mr. Dunn stated that anticipated expenditure was estimated from \$1,600.00 to \$2,500.00 for the public address system. Mr. Della Maggiore suggested the District contact the communications people of Santa Clara County for bids and include them in the overall consideration. General discussion followed. Mr. Dunn moved for acceptance of Item No. 2. Mr. Byrd seconded. Carried unanimously upon roll call.

Item No. 3 - That two self-contained water coolers be purchased - one for the lower floor and one for the mezzanine.

Mr. Moran informed the Board that State of California regulations require drinking water be available for employees. Mr. Dunn moved for acceptance. Seconded by Mr. Byrd. Carried unanimously upon roll call.

Item No. 4 - That the budget expenditures as described in the memorandum attached to the Minutes of the Budget and Finance Committee of December 20, 1957, be approved for the District's Technical Information Center excluding the magazine rack and the photo-copying machine.

General discussion ensued. Mr. Dunn moved the acceptance of Item No. 4. Seconded by Mr. Byrd. Carried unanimously upon roll call.

Item No. 5 - That a Librarian be employed at an intake salary between \$550 and \$650 per month to operate the Technical Information Center to mesh with the transfer of Mr. Tuttle to be an additional employee of the Laboratory when it is ready.

Mr. Dunn informed the Board that this recommendation requested the establishment of title and position of Air Pollution Control Librarian and the addition of a person to the District Laboratory, now employed to serve the library as Technical Assistant. It has been brought to the attention of the Budget and Finance Committee that the library would better serve the District under the direction of a trained professional librarian with a technical scientific background. This means that the Budget and Finance Committee is not asking to add a person to the library, but is recommending that a person be added to the laboratory. The librarian's salary as stated in the Committee's recommendation has been checked out with others in the Bay Area.

Mrs. McMahon suggested that this item be referred to the Executive Committee. She stated that she wished to go on record as being opposed to adding a position to the laboratory during the current fiscal year. Mr. Dunn moved that Item No. 5 be deferred for further consideration. Seconded by Mr. Poss. Carried.

Item No. 6 - That an additional \$4,000 be provided for the purchase of laboratory supplies by means of a budget adjustment.

Mr. Dunn pointed out to the Board of Directors that this was a necessary transfer since at the time of Budget consideration and study for the year 1957-1958, the Board understood that such a transfer of funds might be required when a Laboratory Director had been employed. Mr. Dunn moved for acceptance. Seconded by Mr. Kanzee. Carried unanimously upon roll call.

At this time, Mr. Dunn asked Mr. Moran to present Resolution Nos. 60 and 61.

Resolution No. 60 - "In the Matter of Making Appropriation Adjustments to the Budget for the Period Ending June 30, 1958, Providing for Additional Funds in the Laboratory Supplies Account."

Mr. Dunn moved for approval. Mr. Goyak seconded. Carried unanimously upon roll call.

Resolution No. 61 - "In the Matter of Making Appropriation Adjustments to the Budget for the Period Ending June 30, 1958, Providing for Additional Funds in the Library Books, Journals, Supplies, Etc., Account, the Office and Library Furniture Account and the Photostatic and Photographic Equipment Account."

Mr. Conner moved for approval. Mr. Poss seconded. Carried unanimously upon roll call.

Chairman Blake called on Mr. Linsky, Air Pollution Control Officer, for his report.

Mr. Linsky informed the Board that two interns from the Coro Foundation had been assigned to the District. They will work with the District staff four half-days a week and he was certain benefits would be derived on both sides.

Mr. Linsky advised the Board that in the members' folders were copies of a letter from the City of Larkspur stating that the City of Larkspur was complying with Regulation No. 1, contrary to reports that have been circulated.

The other operations in respect to Regulation No. 1 are the Hearing Board decisions in the matter of Application for a Variance from Regulation No. 1.

City of Alameda	Denied a Variance.
San Mateo County and Redwood City	Variance continued to February 15, 1958.
San Francisco Salvage Association	Variance denied.

At this point, Mr. Linsky expressed the District's appreciation for the invaluable help given quietly and effectively by Chairman Blake and Mrs. McMahon on behalf of the District as well as publicity in enlisting the support of San Francisco city government during the recent hearings held in the case of the San Francisco Salvage Association.

Mr. Linsky continued. Marin County had been granted a variance of 40 days, to February 15, 1958, specifically for the three dumps in Marin County that had been covered in the evidence submitted to the Hearing Board.

The District staff met with the Mayor of Alviso and owner of the dump property which had been reported as still burning with too-frequent accidental fires. The District had been given verbal assurance, with written confirmation to come, that the dump in Alviso will conform with Regulation No. 1 by improving the operations.

In regard to the Town of Emeryville and Ernest Rehor, Jr., the District has filed a petition with the Hearing Board to revoke the statutory variance. The hearing was scheduled

for January 9, 1958, at 10:00 A.M. but at the meeting of the Hearing Board, yesterday, the attorney for the Town of Emeryville and Ernest Rehor, Jr., requested a continuance until January 16, 1958, due to conflicts in calendar.

Mr. Linsky suggested to the Board of Directors that each member may wish to consider a review of present ordinances in their own cities or counties and perhaps incorporate some amendments to existing codes based on Regulation No. 1. Such action would greatly aid the District in its overall program.

Mr. Linsky informed the Board that essentially all of the equipment, furniture, and chemicals for outfitting the laboratory had been ordered and installation of equipment has been partially completed. This work had been carried out by the Laboratory Director, Milton Feldstein.

Mr. Linsky introduced three new staff members to the Board of Directors. Valentin Vitols, Assistant Engineer; Richard Dole, Laboratory Technician; and Warren Crouse, Principal Engineer.

Chairman Blake excused Mr. Byrd at 11:12 A.M.

Chairman Blake called on Secretary Richards to read communications directed to the Board of Directors.

Secretary Richards read a letter from the District's Hearing Board in which Chairman of the Hearing Board, Judge Friedman, brought to the attention of the Board of Directors the matter of the filing fee. General discussion followed. Mr. Dunn requested that the staff furnish the Executive Committee with a list of the filing fees now charged by planning commissions and similar boards in the cities and counties comprising the District. Chairman Blake referred the letter to the Executive Committee for review and/or action.

A letter from Governor Knight to all state agencies in the Bay Area reaffirmed the strong state support behind the District. The Governor's letter directed that 1) "All state agencies shall be scrupulous in conforming to the spirit and letter of the State law which governs a local air pollution control district and the regulations it adopts"; 2) "All state agencies shall so conduct themselves that they do not cause localized air pollution problems, and....anticipate their operations so that they are ahead of....the area-wide pollution control programs".

Mr. Linsky requested that the Board direct the District to send copies of Governor Knight's letter to local government agencies in the District who are involved in expenditures covering school

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districts. With a covering letter from the Board of Directors Mr. Dunn suggested that architect firms in the various counties also be included in the mailing. Mr. Linsky further stated this would greatly aid in securing for the schools good incinerators rather than supplying inexpensive type of incinerators that would have to be replaced in a short time. Mr. Richards moved that Governor Knight be notified of the action. Mr. Fries seconded. Carried.

Secretary Richards referred to a letter from the County of Los Angeles Air Pollution Control District Hearing Board which invited the members of this District's Hearing Board to attend hearings in Los Angeles. Secretary Richards stated that a copy of the letter was in each member's folder.

Mr. Moran informed the Board of Directors that he had contacted the members of the Executive Committee and received authority for the District's Hearing Board to accept the invitation prior to the trip. Chairman Blake stated this matter was being presented for ratification of expenses incurred on the Los Angeles trip. Mr. Fries moved for approval. Mrs. McMahon seconded. Carried unanimously upon roll call.

Chairman Blake called on Mr. Bodine, member of the Hearing Board, to outline the members' trip to the County of Los Angeles Air Pollution Control District Hearing Board. Mr. Bodine stated that it was a greatly appreciated opportunity to observe the procedure of the Los Angeles Hearing Board and the trip was beneficial to the members of the Hearing Board and would aid in carrying out the District's operation.

Mr. Linsky advised the Board that it was necessary to renew the existing contract with the Santa Clara County Health Department and presented Resolution No. 62 - "To Authorize the execution of an agreement with the County of Santa Clara for the continuation of Air Sampling Analysis and Other Air Pollution Control Services."

General discussion ensued. Mr. Conner moved for approval. Mr. Dunn seconded. Carried unanimously upon roll call.

Chairman Blake called on Mr. Walker, District Counsel, to present additions and amendments to the Administrative Code which were introduced at the Board of Directors meeting on December 4, 1957.

Mr. Walker read the following:

Resolution No. 57 - Section 12.3 - Members of the Advisory Council shall be reimbursed for necessary expenses incurred

by both in attending meetings of the Advisory Council and meetings and public hearings conducted by the Board of Directors. Mileage, tolls, parking fees, meals and other incidental expenses will be allowed at the same rate as is allowed to the Directors.

Mr. Poss moved for approval. Mr. Gness seconded. Carried unanimously upon roll call.

Resolution No. 58 - Section 15.8 - Advance payment for travel expenses may be authorized by the Air Pollution Control Officer or the Executive Secretary to cover expenses which will be incurred by District personnel on approved travel. Such payments may include costs of the transportation and other anticipated major expenses.

Mr. Dunn moved for adoption. Seconded by Mr. Kansee. Carried unanimously upon roll call.

Resolution No. 59 - Section 16.17 - After specific approval in each instance by either the Chairman of the Board of Directors or in the case of his absence or inability to act, the Vice-Chairman of the Board of Directors, the Air Pollution Control Officer may employ technical consultants, experts, or expert witnesses for short periods of time.

Mr. Dunn moved for adoption. Mr. Poss seconded. Carried unanimously upon roll call.

Chairman Siske asked Mr. Walker to present the first reading of a new section proposed to be added to the Administrative Code, Section 13.2 -

"To authorize payment to the members of the Hearing Board for necessary expenses incurred by them in attending meetings of the Board of Directors, Advisory Council and public hearings conducted by the Board of Directors. Mileage, tolls, parking fees, meals and other incidental expenses will be allowed at the same rate as is allowed to the Directors. Other expenses may be allowed after prior specific approval of a majority of the Executive Committee of the Board."

Mr. Walker moved that this matter be referred to the Executive Committee for study and presented to the Board with their recommendations. Mr. Dunn seconded. Carried.

Mr. Walker then read Resolution No. 63 - "In the Matter of

Directing the Executive Secretary to File a Statement with the State Board of Equalization and the Assessors of the Constituent Counties."

Mr. Dunn moved for approval. Mr. Della Maggiore seconded. Carried unanimously upon roll call.

Mr. Linsky called the Board of Directors' attention to Regulation No. 1, specifically Section 3(g) -

"Agricultural fires necessary to maintain and continue an agricultural operation set or permitted by a fire official having jurisdiction or in the performance of official duty for the purposes of:

- 1) Control and disposal of agricultural wastes,
- 2) Stubble and brush control,
- 3) The improvement and control of water sheds,

provided, however, that this exemption shall terminate on March 1, 1958, if prior to such date the Board of Directors of the Bay Area Air Pollution Control District shall have held a hearing for that purpose as to any or all parts hereof."

Mr. Linsky stated that it is not the intention of the District staff to wipe out the blanket exemption but to clarify and determine through public hearing those kinds of agricultural burnings that can be removed from the existing regulation's blanket exemption. General discussion followed.

The Board directed the District staff to set February 14, 1958, 9:00 A.M., for a public hearing on this matter and to notify interested parties. Mr. Gness informed the Board that the California Farm Federation at Berkeley was holding a meeting on January 29, 1958, on the same matter and suggested a representative from the District attend the meeting.

Chairman Blake turned the meeting over to Vice Chairman Goyak at 11:45 A.M. Chairman Blake and Mrs. Matheson were excused at 11:45 A.M.

Mr. Linsky requested permission for Mr. Yocom, Director of Technical Services to attend the U. S. Public Health Service Annual Research Development conference to be held in Cincinnati, Ohio, on February 4th through February 7th, 1958. Mr. Poss moved for approval. Seconded by Mr. Gness. Carried.

There being no further business Secretary Richards moved the

...ing be adjourned. Vice Chairman Goyak called the next
...ar meeting of the Board of Directors for Wednesday,
February 5, 1958, at 10:00 A.M. at 1480 Mission Street,
San Francisco 3, California.

The meeting adjourned at 11:55 A.M.

The regular meeting of the Board of Directors was preceded
by an Executive session to discuss personnel matters.

Respectfully submitted

Weidon L. Richards
Secretary
Board of Directors
Bay Area Air Pollution
Control District

BAY AREA
AIR POLLUTION CONTROL DISTRICT
1480 Mission Street
San Francisco 3, California
KLondike 2-1300

BOARD OF DIRECTORS MEETING

AUDIENCE REGISTER

Meeting Date 2/8/58 at 10:00 A.M.

Name	Representing	Address
Peter Pan	Controller C. & Co., S.F.	City Hall, S.F.
Wayne R. Crouse	Tidewater Oil Co.	Avon, Calif.
C. E. Ryan	Tidewater Oil Co.	Avon, Calif.
Mark A. Bell, Jr.	P.H.S. Reg. IX	Fed. Off. Bldg., Rm. 218
	Cal. Research	Richmond, Calif.
	Std. Oil Co. of Calif.	Richmond, Calif.
Irvin Turner, M.D.	Advisory Council	San Jose, Calif.
	Advisory Council	San Jose, Calif.
James W. Herring	Bar. of Public Admin.	U. of California
Miss G. Thomas	Chronicle	San Francisco
L. G. Benson	Pac. Gas & Elec. Co.	1625 Clay St., Oakland
Edie A. Sato	Pac. Gas & Elec. Co.	245 Market St., S.F.
D. R. Cronin	U. S. Steel	Pittsburg
D. G. Probat	Union Oil Co.	Oleum Refy., Rodeo
W. A. Daniels	Union Oil Co.	Oleum Refy., Rodeo
G. R. Morrell	Bethlehem Steel	South San Francisco
	D.F.W., C. & Co. of S.F.	San Francisco
Mr. Spencer Bodino	Hearing Board	Kentfield, Calif.

BAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
February 5, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting to order at 10:10 A.M.,
there being present the following:

William C. Blake, A. Watson Conner, Sam Della
Maggiore, Francis Dunn, Jack O. Fries, William
Gross, Arthur Kanzee, Jr., Clarissa Shortall
McMahon, and Weldon L. Richards.

Board Members Absent: Andrew C. Byrd, and Martin A. Poss.

Staff Members Present: Benjamin Linsky, Patrick J. Moran,
Matthew S. Walker, Joseph D. Coons,
Robert E. Givens, and Pauline A.
Dee.

Mr. Dunn moved the Minutes of the January 8, 1958 meeting
be approved as presented. Seconded by Mr. Della Maggiore.
Carried unanimously upon roll call.

Chairman Blake presented the recommendations of the
Executive Committee from their meeting of January 29, 1958:

Item No. 1 - An invitation be extended to the
Board of Supervisors, Mayors and
agricultural groups in Sonoma,
Solano, Napa and San Joaquin to
attend the public hearing on
February 14, 1958.

The Board unanimously concurred with this recommendation and
requested District staff notify these parties.

Item No. 2 - A resolution be introduced at the
February 5, 1958 meeting to cover
the extension of the exemptions
under Section 3(g), Regulation
No. 1 to April 30, 1958.

This Item was deferred until later on the Agenda and presented under Unfinished Business.

- Item No. 3 - Mr. Walker, District Counsel to prepare and present a schedule of fees for the Hearing Board with a provision that the Hearing Board could waive fees in the case of hardship.

This Item was deferred and presented under Unfinished Business.

- Item No. 4 - The Board adopt a policy that the costs of reproducing copy of library material be charged for in accordance with a suitable scale to be developed by the District staff, and that where the library facilities are being used extensively, it is justifiable to charge a fee for such services.

Mr. Dunn stated that the matter was first brought up at the Budget and Finance Committee meeting which preceded the Executive Committee meeting on January 29, 1958 and members of both committees concurred. General discussion ensued. The Board requested the District staff develop a scale for library charges and present it to the Board.

Mr. Dunn continued, the Budget and Finance Committee had three recommendations for the Board:

- Item No. 1 - The District establish a general reserve fund with the unappropriated balance remaining in the budget at the end of the last fiscal year and from the current budget no later than June, 1958.

Mr. Dunn stated that an Opinion handed down by the Attorney General's Office was in each member's folder and called on Mr. Walker, District Counsel to clarify certain points in the opinion. Mr. Walker outlined briefly classification of reserve funds and stated that the Controller recommended a general reserve fund. A reserve fund would help the District

over the "dry period" from July 1 to December 31 prior to the receipt of assessments from member counties. General discussion ensued. Chairman Blake requested the matter of the amount of money to be placed in a reserve fund be referred to the Budget and Finance Committee during consideration of the next fiscal budget. Mr. Goyak moved the policy be established to create a general reserve fund. Mr. Fries seconded. Carried unanimously.

Item No. 2 - That the Board of Directors establish the title of Air Pollution Control Technical Librarian at a salary range of \$550 - \$650 per month.

Mr. Dunn stated that it was the consensus of the Budget and Finance Committee members that the library is a great investment and should be protected with the services of a professionally experienced librarian. The Executive Committee concurred with the members of the Budget and Finance Committee in recommending to the Board the establishment of the Title of Air Pollution Control Technical Librarian. General discussion followed. Mr. Dunn moved for approval. Mr. Goyak seconded. Carried unanimously upon roll call.

Item No. 3 - A position of Technical Assistant in the Laboratory to be created and the transfer of the person holding this title from the present library assignment to the laboratory when the laboratory is sufficiently equipped.

General discussion ensued. Mr. Dunn moved for approval. Mr. Fries seconded. Carried unanimously upon roll call.

Mr. Dunn reported the county assessments received in January, 1958:

San Mateo	\$27,820.85 (Partial Payment)
Alameda	103,428.60 (Full Payment)
Santa Clara	62,376.35 (Full Payment)

Previously paid in full: Contra Costa, Marin and San Francisco Counties.

Mr. Dunn stated that at a previous meeting of the Board of Directors it was decided that a Budget and Finance Committee meeting should precede the Executive Committee meetings and suggested that the Agenda for the Board meetings be set up accordingly. Chairman Blake requested the District staff implement Mr. Dunn's suggestion.

Chairman Blake continued with the Executive Committee recommendations:

Item No. 5 - Adoption of Section 13.2 to the
Administrative Code
re: Hearing Board members reimbursement.

Chairman Blake instructed Mr. Walker to take the matter up under Unfinished Business.

Chairman Blake called on Mr. Gness to report on the Personnel Committee meeting held on January 29, 1958.

Mr. Gness informed the Board that this was an initial meeting to organize the committee and to consider the functions of the committee as outlined in the Administrative Code. The Committee discussed salary schedules, insurance programs and other personnel matters.

It was the consensus of the Committee that the District should broaden its insurance policy coverage for employees. An overall program to include partial salary continuation, hospitalization and survivor benefits insurance should be considered.

The Committee felt that the Board should look into retirement programs for employees which would be in addition to the Social Security benefits. The District staff was asked to check on various programs used by other agencies and to report back to the Committee.

The Committee also thought the District should look into the cost of hiring a firm to conduct a survey of salary schedules for Technical personnel. Administrative personnel salaries conform to those of the City and County of San Francisco.

The Personnel Committee will report to the Board in future meetings with recommendations on these matters.

Chairman Blake called on Mr. Linsky for a progress to date report on the District.

Mr. Linsky stated the Hearing Board of the District completed its hearings on Emeryville and Ernest Rehor, Jr., revoking the statutory variance effective February 12, 1958.

In respect to enforcement of Regulation No. 1, Marin County dump burning operation will cease on February 15th and the other two dumps burning in San Mateo County are also scheduled to discontinue on February 15, 1958.

Mr. Linsky asked Director Gness to report on latest developments in Marin County. Mr. Gness stated that four dumps asked for use permits and were denied same by the Planning Commission of Marin County. The County has land on the county line of Sonoma, about 600 acres and this looks like an ideal spot for fill and cover. An application for a use permit to the Planning Commission looks like it will be granted. There might be a little increase to the householder in rates of about 10-20%. The County decided that using the Dano process would increase the rates too much.

Mr. Linsky continued; with respect to the San Francisco area, Mr. Doblitt had opened a fill and cover dump in the south basin of San Francisco. This dump was able to take construction debris particularly demolition debris but this operation had ceased recently. One of the large wrecking companies found a suitable dump site in San Mateo county in south San Francisco. Other operators will find similar solutions on this or the other side of the Bay.

In another development, the operator of the Islais Creek dump lighted an experimental underground fire without the permission of the District or the San Francisco Fire Department. The District had asked, in accordance with the law, for a report showing the exact type of gases being emitted so as to determine future action. The operator assured the District that a written report would be forthcoming, and new underground fires would not be lighted.

A survey was made of the City of Newark concerning planning and zoning as requested by Mr. L. Livingston, Advisory Council member.

A meeting with John Maga and Robert Crothers was held in connection with the sampling for particulate materials especially as related to local air pollution problems in the Richmond area.

Engineering problems in connection with the public address system to be installed in the hearing room were discussed and a meeting was held with the Chief of Communications of Santa Clara County.

Inspection of the dust collecting equipment installed at the Western Bag Company, San Francisco, was made on several occasions. Although rather crude, the equipment has for the present reduced the emission of dust and lessened the localized effect. This installation was made as a result of numerous complaints and action by the District.

A display for the District is being prepared by Graham Fiskingbury to be exhibited at public meetings to further the aims of the District.

Mr. Linsky also stated that many other meetings were attended by personnel of the District as well as by himself but time did not permit these to be named.

Mr. Linsky presented Mr. Joseph D. Coons recently hired as a principal air pollution engineer, who was formerly with the Ford Motor Company, in charge of air pollution control engineering for the Ford plants.

Mr. Linsky requested permission to attend the National Air Pollution Advisory Committee meeting of the U. S. Public Health Service in Washington, D. C. on February 21, 1958, and asked for two additional days to enable him to confer with federal agencies regarding federal grant money available to the District in connection with the work being done. Mr. Dunn moved for approval. Mr. Goyak seconded. Carried unanimously.

At this point, Mr. Della Magglore presented a tear sheet of the San Jose Mercury News, Sunday, January 19, 1958 edition, page 5. This is a full page advertisement paid for by the rubbish disposal people describing fill and cover operations in the county of Santa Clara. He suggested

the District obtain and distribute copies of this advertisement.

Mr. Linsky continued; an automatic testing machine, a special infra-red analyzer for measuring the intensity of carbon monoxide in the air was loaned to the District by the California State Department of Public Health. The Department of Public Health asked the District to work with the machine and possibly iron out any "bugs" that may still exist in it. The District was selected to test the machine because technically trained personnel are necessary to check out such an apparatus and the District's staff has such personnel. The machine is in the District's laboratory and being calibrated this morning. The Board was invited to view the machine after the meeting.

Chairman Blake stated that he had received numerous phone calls in regard to the closing of the San Francisco dump which had been taking demolition debris. The claims printed in the local press which stated that redevelopment and freeways and other construction work would be held up due to the action, was a misrepresentation. Prior to the enactment of Regulation No. 1, public hearings were held and the matter was thoroughly covered nine months ago. It was brought to the attention of contractors and others that provision should be made in bids for the additional costs, which would arise from Regulation No. 1, when it goes into effect on October 1, 1958. In presenting bids, contractors, subcontractors and others should have anticipated increased costs and not become frantic when the regulation was in effect and now running around seeking a solution at this late date. Chairman Blake pointed out that local State agencies have a state policy of compliance outlined by Governor Knight.

Mr. Linsky brought to the Board's attention the public hearing being held on February 14, 1958 for the purpose of obtaining up to date information on the present existing blanket exemption for agricultural operation, which may be trimmed down to the extent that unjustifiable type of open burning can be eliminated. Notices of hearing have been published and letters with the notice of hearing had been mailed to interested parties. The Executive Committee suggested that a resolution be introduced at the February 5, 1958, regular meeting, amending Section 3(g) of Regulation No. 1, for adoption by the Board of Directors at the February 14, 1958 hearing, to extend

the exemptions to April 30, 1958. General discussion ensued. Mr. Walker to prepare Resolution for public hearing.

Chairman Blake called on Mr. Walker to present Resolution No. 64 - adopting Section 13.2 to the Administrative Code:

"To authorize payment to the members of the Hearing Board for necessary expenses incurred by them in attending meetings of the Board of Directors, Advisory Council and public hearings conducted by the Board of Directors. Mileage, tolls, parking fees, meals and other incidental expenses will be allowed at the same rate as is allowed to the Directors. Other expenses may be allowed after prior specific approval of a majority of the Executive Committee of the Board."

Mr. Della Maggiore moved for approval. Seconded by Mr. Goyak. Carried unanimously upon roll call.

Chairman Blake called on Mr. Walker to present the schedule of Hearing Board fees. Mr. Walker outlined fees for variances, applications, re-applications and objections or any other matter before the Hearing Board. General discussion followed. Mr. Walker requested guidance from the Board as to policy to be followed. The matter was referred to the Executive Committee for further study and consideration.

Chairman Blake called on Dr. Mayo Turner, Chairman of the Advisory Council, to report on the meeting of January 8, 1958.

Dr. Turner informed the Board of Dr. Farber's presentation on the health aspects of air pollution. He advised the Board that the Advisory Council now has six standing committees. The Agricultural and Horticultural Committee has received the request from the Board regarding the matter of the Public Hearing and will attend the hearing. The second committee, on Incineration and Combustion is seeking standards to be set for incinerators. The Automotive and Transportation Committee is concerned in particular with exhausts, auto and diesels and the matter which has been referred to the Council by this Board.

BAY AREA
AIR POLLUTION CONTROL DISTRICT
1180 Mission Street
San Francisco 3, California
KHORRICK 2-1300

BOARD OF DIRECTORS MEETING

AGENCY REGISTER

Meeting Date: 2/3/58 at 10:00 A.M.

Name	Representing	Address
Frances W. Herring	Bureau of Public Admin.	U. of California
Dean Martin	D.F.W., C. & Co. of S.F.	San Francisco
L. G. Dawson	Pac. Gas & Elec. Co.	1625 Clay St., Oakland
Hal Goldberg	State Health Dept. Pa/Air Sanitation	2151 Berkeley Way Berkeley, California
Peter Pon	City & Co., San Francisco	City Hall San Francisco, Calif.
L. R. Cronin	U. S. Steel Co.	Pittsburg, California
A. D. Tebbens	Advisory Council	Berkeley, Calif.
G. H. Gaumer	Tidewater Oil Co.	Associated, California
William B. McCormick	Advisory Council	San Francisco, Calif.
Stanley Scott	University of Calif.	Berkeley, California
Cecil Geraghty		Redwood City, Calif.
J. H. Easthagen	Cal. Research	Richmond, Calif.
H. L. Work	Standard Oil Co.	Richmond, Calif.
A. B. Sabin	Sabin Engineers	San Francisco, Calif.
Lawrence B. Perry	State Dept. of Health	Berkeley, Calif.
E. A. Salo	Pac. Gas & Elec. Co.	245 Market St., San Francisco, Calif.
D. G. Probst	Union Oil Co.	Oleum Refy., Rodeo
H. W. Shafor	Advisory Council	San Jose, Calif.

BAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
March 5, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting of the Bay Area Air Pollution Control District to order at 10:07 A.M. There being present the following:

William C. Blake, Andrew C. Byrd, A. Watson Conner, Sam Della Maggiore, Francis Dunn, Jack O. Fries, William Gness, Arthur Kanzes, Jr., Clarissa Shortall McMahon, Martin A. Poss, and Weldon L. Richards.

Board Members Absent: None.

Staff Members Present: Benjamin Linsky, Patrick J. Moran, Matthew S. Walker, and Pauline A. Dee.

Mr. Della Maggiore moved the Minutes of the February 5, 1958 meeting be approved as received. Mr. Poss seconded. Carried unanimously upon roll call.

Chairman Blake called for Committee Reports.

Director Dunn, Chairman of the Budget & Finance Committee, reported that assessments of member counties have been paid in full. He presented the District's Receipts and Disbursements statement for the month of January, 1958. Mr. Conner moved for approval. Mr. Goyak seconded. Carried unanimously upon roll call.

Chairman Blake reminded the Board members that the time is approaching for consideration of the Budget for the District for the next fiscal year. The Administrative Code provides that the Air Pollution Control Officer shall submit to the Chairman of the Budget & Finance Committee a tentative Budget not later than the first of April. He suggested that Mr. Della Maggiore, Chairman of the Planning Committee arrange for a meeting of his committee prior to March 20th. This will then give the Air Pollution Control Officer about ten days to prepare a tentative Budget to present to the Budget & Finance Committee. Chairman Blake stated he was certain that the findings of the Planning Committee would be very helpful to the Staff and the Budget & Finance Committee. Director Della Maggiore, after consulting with the members of his committee,

set March 14, 1958, at 1:00 P.M. for the Planning Committee meeting.

Chairman Blake called on Mr. Linsky to report on the Progress-to date of the District.

Mr. Linsky reported on the trip he made to Washington, D. C., on February 21 - 24, 1958, to attend the meeting of the National Air Pollution Advisory Committee to the Surgeon General. Also attending were representatives of the auto industry who presented the problems and discussed the additional work still required to control automotive exhausts. Reports and studies of engineering development indicated that additional work to control auto exhausts was necessary for many communities and that measurements of air pollution comparable to that being done in California by Los Angeles and the State Health Department was needed.

Monday, February 24, 1958, was set aside for meetings with several of the Federal Agencies such as, Army, Navy, and the Department of Defense, discussing the Bay Area problems.

Tuesday, February 25, 1958, Mr. Linsky attended the Assembly Sub-Committee Hearing on Radiation and Air Pollution in Los Angeles, where he testified briefly at the request of Congressman Rumford. Mr. Linsky presented a legal opinion free Mr. Walker and reported on the amount of work being done by the District in this field.

While in Washington, D. C., Mr. Linsky had a luncheon meeting with Congressmen from Northern California. A number of subjects were discussed and among the these, the possibility of Federal assistance to the District. There is \$5 million allocated for such payments. The Congressmen were unaware of these appropriations. However, this kind of money is not available to the District since we are not concentrating on research projects that will aid the entire country.

In the office of Congressman Miller, Alameda, Mr. Linsky was informed that \$25,000 had been released to the Army Engineers for the construction of an incinerator substitute for open burning at Sausalito. The Army expects to award the contract in June and hopes to have the incinerator completed in the fall. This is for burning large timber and debris gathered from the Bay, which is a hazard to navigation.

Mr. John Yocom, Director of Technical Services, recently returned from attending the Seminar on Air Pollution Research Planning and Development at Cincinnati, Ohio, which was conducted by the United States Public Health Service. The ideas he brought back regarding new developments in Air Pollution Control will aid the District in its program.

Mr. Linsky also reported that Mr. Yovan has been appointed a judge of students' projects for the San Francisco Bay Area Science Fair to be held April 12 - 16, 1958. This is important to the District's long range programming because the students of today are the citizen-engineers, scientists, workers and businessmen of tomorrow. Their active interest and knowledge will help give us the support we need for the long hard pull of technically complex air pollution controls.

Mr. Linsky introduced a new employee, Mr. Dario Levaggi. He was born in Oakland, attended Santa Clara University and graduated from San Francisco University with a Bachelor of Science in Chemistry. Mr. Levaggi joined the staff as Chemist on February 17, 1958.

As to compliance with Regulation No. 1, the total response has been terrific. There are some problems such as the Keith Street Dump, which was burning in violation of Regulation No. 1. Before proceeding with an Administrative Hearing, the District accorded the City and County of San Francisco a full opportunity to apply its local laws. An opinion from the District Attorney, however, stated that existing city laws were inadequate for handling local enforcement and so the District staff arranged for an Administrative Hearing with the attorney for the operator of the Keith Street Dump and the operator but neither was available. The owner of the property met with the staff and promised that within a week the dump operator would cease burning. That week was up today.

The District expressed its appreciation to the Board members from San Francisco, Mrs. McMahon and Mr. Blake, for their efforts in support of a San Francisco ordinance which would provide enforcement by local agencies of the District's regulations. On Monday, March 10, 1958, this ordinance will be considered by the Board of Supervisors of San Francisco.

Mr. Linsky suggested that Director Gness might wish to report on progress in Marin County. Director Gness stated that the Board of Supervisors of Marin County voted the approval of a use permit for land near Novato for fill and cover purposes, (the Burdell Ranch). This should solve the Marin County problem. Mr. Gness pointed out that he had attempted to work out a joint fill-and-cover dump site with Petaluma in Sonoma County to stop the present open dump burning in Petaluma, but because of the time factor his fellow Supervisors decided to move ahead to meet Marin's own needs.

Mr. Linsky continued: The expiration dates of variances granted to February 15, 1958, were met in San Mateo, Alameda and Marin Counties. In Alameda County, the Emeryville dump stopped burning February 17, 1958, when a statutory variance found to have existed was revoked by the Hearing Board. This is really a tribute to the excellent cooperation of the communities comprising the Bay Area Air Pollution Control District.

Inspection and consideration with industrial representatives were made by the engineering staff at the invitation of management to guide them in their future planning. A continuous search for air pollution survey data and methods has been in progress for some time and as these develop, a roster of industries within the District will be prepared. A survey is being made of wind conditions in North Richmond, and data on wind and air pollution so collected is being analyzed to be sent to Robert Grotners, Contra Costa Health Department and Jack Davidson, University of California Agricultural Experiment Station at Riverside for correlation with their data. The results to date indicate very low levels which do not seem to be correlated with wind direction.

In the field of photography, a large number of still shots and considerable footage of movies were taken of the dumps and other air pollution sources.

An Infra-red Spectrophotometer was received and expected to be in operation the latter part of next week.

The library represents a large investment and although it is completely insured, as a further security measure, photocopies have been made of master reels, unit-form and accession cards so that they can be stored elsewhere for safe keeping.

Mr. Linsky informed the Board members that Dr. Malcolm Merrill, Director of Public Health, State of California, had invited him to accept an appointment on the Department's Advisory Committee for Air Sanitation. This will entail 2 or 3 half-days per year to assist and advise on work related to air sanitation and air pollution control studies.

Chairman Blake called on Secretary Richards for communications directed to the Board.

Secretary Richards reported that in the members' folders were two groups of communications, one of which consists of additional testimony received in regard to agricultural open burning, Section 3(g), Regulation No. 1.

Chairman Blake at the suggestion of Director Dunn requested that the Minutes show that all of these letters are directed to the extension of exemptions of agricultural open burning. They are not in favor of the exemptions being deleted from the Regulation. Copies of the letters are attached as part of these Minutes. General discussion ensued.

Mr. Linsky informed the Board that all material in regard to Section 3(g) Regulation No. 1, agricultural open burning, has been submitted to the Agricultural and Horticultural Committee of the Advisory Council for further study and consideration. The Advisory Council will cover the material at their March 12, 1958 meeting and no doubt report to the Board of Directors. Mr. Poas moved that those members of the Board of Directors who can attend the Advisory Council regular meeting on March 12, 1958, at 4:00 P.M., do so in the interest of the communities involved. Mr. Conner seconded. Carried.

Chairman Blake stated that Board members present at the Advisory Council regular meeting on March 12, 1958, should act as representatives of the Board of Directors.

Secretary Richards continued that another group of communications received from contractors and home builders associations are in regard to Section 3(h) of Regulation No. 1, which pertains to open burning for land clearance and subdivision purposes. Copies of the letters are attached to these Minutes and made part of the record.

Chairman Blake was excused at 11:00 A.M., and turned the gavel over to Vice Chairman Goyak, who proceeded with the meeting.

Secretary Richards continued; listing the names, addresses, and affiliations of the people, who communicated with the Board of Directors re Section 3(h), Regulation No. 1, which expires on April 1, 1958:

"Fires set for the purpose of disposal of waste materials created as an incidence to the clearance and development of land for subdivision or building purposes; provided that such fires shall be burned only after approval by a fire official having jurisdiction in the performance of official duty and the Air Pollution Control Officer, provided that this exemption shall terminate April 1, 1958."

Letters were received from the following:

Mr. John L. Hennessy, executive vice president, Associated Home Builders of the Greater East Bay Inc., Claremont Hotel, Berkeley 5, California; Mr. Frederick C. Kracke, executive vice president, General Contractors Association of Contra Costa County, Inc., 3462 Mt. Diablo Blvd., Lafayette, California; Mr. William P. Nelson, executive vice president, Santa Clara County, Contractors and Home Builders Association, 75 Basset Street, San Jose, California; Mr. C. H. McEntyre, C. H. McEntyre Company, Builders, Subdividers, & Developers, 1404 Franklin Street, Oakland 12, California; Mr. Hunter H. Morrison, Morrison Style-Leader Homes, Rainer Construction Co., General Contractors, 2000 Telegraph Avenue, Oakland 9, California. General discussion followed.

Mrs. McMahon moved that there be no public hearing on Section 3(h), Regulation No. 1 and that the exemption terminate as of April 1, 1958. Mr. Byrd seconded. Carried.

General discussion ensued as to whether or not representatives of the home building and contractor groups should be heard by the Board. Pursuant to Section 4.5 of the Administrative Code.

It was agreed that they should be permitted to speak with a two minute time limit set for each speech.

The following spoke briefly: Mr. Richard E. Doyle, executive vice president of the Associated Home Builders of San Francisco; William P. Nelson, executive vice president of Santa Clara County Contractors & Home Builders Association; and John L. Kennedy, executive vice president of the Associated Home Builders of the Greater East Bay Inc. The speakers emphasized the economic factors, especially in regard to the removal of trees, and stressed the size of the home building industry and its importance here.

Mr. Linsky pointed out that any indecision on the part of the Board, at this time, would leave land purchasers and building contractors in a quandary as to future costs.

It was the decision of the Board that the exemption of Section 3(h), should terminate April 1, 1958, as written in Regulation No. 1. On the suggestion of Director Dunn, it was decided that additional information which will be gathered either before or after that date should be referred to the Advisory Council for review and further recommendations, if necessary, may be made by the Council to the Board of Directors and the Air Pollution Control Officer.

Chairman Goyak called on Mr. Walker, District Counsel, to read Resolution No. 66 "In the Matter of Urging the State Legislature to appropriate funds for a Morbidity Study related to Air Pollution." Mrs. McMahon moved for approval. Mr. Byrd seconded. Carried unanimously upon roll call. Mrs. McMahon suggested that a copy of the Resolution be sent to the legislative representatives of San Francisco and the other five counties.

Secretary Richards spoke briefly on the general complaints of the homeowners and suggested that architects in this area, who apparently still do not fully understand the specific open burning regulations of the District, be carefully informed so that their specifications and cost projections of contractors may be more accurate.

There being no further business, Mr. Kanze moved for adjournment. Chairman Goyak adjourned the meeting to April 2, 1958, 10:00 A.M. at the District's Offices, 1400 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:35 P.M.

Respectfully submitted,

Weldon L. Richards
Secretary
Board of Directors
Bay Area Air Pollution
Control District

March 24, 1958

Bay Area
AIR POLLUTION CONTROL DISTRICT
1180 Mission Street
San Francisco 3, California
Klondike 2-1300

BOARD OF DIRECTORS MEETING

AUDIENCE REGISTER

Meeting Date: 3/5/58 at 10:00 A.M.

Name	Representing	Address
T. H. Gaumer	Tidewater Oil	Escondido, Calif.
L. G. Dawson	P.G.&E. Company	1625 Clay St., Oakland
E. A. Sato	P.G.&E. Company	245 Market St., San Francisco
Benn Martin	D.P.W. Co. of S.F.	San Francisco
Frank V. Jones, Jr.	Calif. State Dept. of Public Health	2151 Berkeley Way, Berkeley, California
Richard E. Doyle	Associated Home Bldrs., San Francisco	31 Geary St., San Francisco
J. H. Maschagen	Cal. Research	Richmond, California
Frances W. Kerring	Bureau of Public Admin.	U. of California
J. E. Cronin	U. S. Steel Company	Pittsburg, California
Victor Pon	City & Co., San Francisco	City Hall San Francisco
J. H. Bertsch	Division of Forestry	Sacramento
J. R. Hansen	Shell Oil Company	Martinez
William P. Nelson	Santa Clara County Contractor	San Jose
Frank L. Bauman	Agriculture Association	9343 Hayward
John I. Henneasy	Associated Home Bldrs.	Hotel Claremont, Berkeley
C. Spencer Bodine	Hearing Board	Kentfield, California
Dr. R. E. Swain	Hearing Board	Stanford, California

COPY

COPY

COPY

ASSOCIATED HOME BUILDERS

Claremont Hotel
Berkeley 5, California
Telephone THornwall 5-7683

February 19, 1958

BAY AREA AIR POLLUTION CONTROL DISTRICT
World Trade Center
Ferry Building
San Francisco 11, California

Gentlemen:

The Associated Home Builders of the Greater Eastbay, Inc., respectfully requests that Section 3, Sub-paragraph (h), of Regulation #1 be amended by deleting the following phrase: "Provided that this exemption shall terminate April 1, 1958", so that it would be possible to continue open burning for the purpose of disposing of waste materials created as an incidence to the clearance and development of land for sub-division and building purposes.

While much land has been cleared there is still a substantial amount of uncleared land within the confines of the Bay Area Air Pollution Control District. To require the hauling of this waste material would create an undue hardship. Land can only be cleared once in this manner. The manner, controls, and days under which it has been done have not created any problem to our knowledge. These controls would still be in effect. Therefore, your honorable body is respectfully requested to provide the extension requested by adopting the proposed amendment.

Will you please advise if this matter is to be set for a hearing and the date and place thereof.

Very truly yours,

ASSOCIATED HOME BUILDERS OF
THE GREATER EASTBAY, INC.

(Signed)
JOHN I. HENNESSY
Executive Vice President

ETH:jo

GENERAL CONTRACTORS ASSOCIATION OF CONTRA COSTA COUNTY, INC.,
3462 Mt. Diablo Blvd. Atlantic 3-8251
Lafayette, California

February 21, 1958

Board of Directors
Bay Area Air Pollution Control District
1480 Mission Street
San Francisco, California

Attention: Benjamin Linsky

Gentlemen:

I would like to call your attention to the fact that the ECONOMY of our country is suffering at the present time.

Many authorities, including the President of the United States, have cited the home building industry as a basis for an upswing in our National economy. (I am enclosing an article from today's Daily Pacific Builder in this regard.)

The cost of the house, to a large extent determines the down payment required for the purchase of the house. Accordingly, as additional items of expense are added to the cost, it necessarily reduces the number of individuals who are eligible to purchase.

The economy of Contra Costa County is substantially related to the home building industry. There are vast areas of land in our County which must be cleared prior to the construction of houses for the contemplated population of 1965-1970. To require the removal of such materials would create an undue hardship on the purchaser of the house.

It would appear reasonable that such burning could be done under the direction and authority of your Board and the local fire department without damage to the residents of the Bay Area.

The General Contractors Association of Contra Costa County requests that your august body amend Section 3, sub-paragraph (h) of Regulation No. 1 by deleting the following phrase: "Provided that this exemption shall terminate April 1, 1958."

Board of Directors
Bay Area Pollution Control District

February 21, 1958

Page - 2

It would appear that this action would prove beneficial to the home builder and land developer as well as the home purchaser and would not detrimentally affect your Board's efforts to alleviate the SMOG condition.

Would you kindly advise our Association when this matter is set for hearing in order that we may
~~in proper time all the necessary~~ request.

Sincerely,

(Signed)
Frederick C. Kracke
Executive Vice President

SANTA CLARA COUNTY
CONTRACTORS AND HOMEBUILDERS ASSOCIATION
75 Bassett Street, San Jose, California
CYpress 7-3110

February 24, 1958

Mr. Benjamin Linsky
Air Pollution Control Officer
Bay Area Air Pollution Control District
1480 Mission Street
San Francisco 3, California

Dear Mr. Linsky:

We join with the Associated Home Builders of the Greater East Bay in the request that Section 3, Sub-paragraph (h), of Regulation #1 be amended by deleting the following phrase: "Provided that this exemption shall terminate April 1, 1958", so that it would be possible to continue open burning for the purpose of disposing of waste materials created as an incidence to the clearance and development of land for sub-division and building purposes.

Will you please advise if this matter is to be set for a hearing and the date and place thereof.

Very truly yours,

(Signed)
William P. Nelson
Executive Vice President

WPN:dd

cc: Sam P. Della Maggiore
Ronald Campbell
Ward Crump

C.
O.
/

C. H. Mc ENTYRE CO.
Builders - subdividers - Developers

1404 Franklin Street . Oakland 12, California . GL 1-6421

Homes . Rental Properties
Business Developments

February 25, 1958

Bay Area Smog Control Board
World Trade Center
Perry Building
San Francisco 11, California

Re: Brush burning.

Gentlemen:

We desire to bring to your attention our request for an extension of the rule permitting the burning of brush in connection with the clearing of land for subdivision purposes. We understand the ruling permitting such burning will expire on April 1, 1958. Prohibiting the burning of brush in connection with clearing land will add a great burden and expense to subdividers, such as ourselves. We have land purchased for subdivision purposes for another three or four years work. As our business has already been under a great strain the past two years due to the tight money situation and slow sales, adding more costs to the development of land will be a real hardship. In connection with this request we remind you that such burning of brush is non-recurring, since it only needs to be done once.

We trust your Board will see its way clear to extend this ruling.

Yours very truly,

(Sig.) C. H. Mc Entyre

CHM:b

FAD: 2/27/58

C
1
MORRISON

HOMES

RAINIER CONSTRUCTION CO.
General Contractor
6000 Telegraph Avenue
Oakland 9, California
OLympic 4-4336

February 25, 1958

Bay Area Smog Control Board
World Trade Center
Ferry Building
San Francisco 11, California

Dear Sirs:

I urge you to permit owners, or their agents to burn brush, trees or old buildings, in regard to clearing land for the erection of streets and buildings.

It would appear that this operation would generate but a very small fraction of the smog that has developed in this area, and to remove bulky limbs and fruit trees, to be buried at tidewater, would be a very expensive operation for a land owner clearing off substantial acreage for the development of a sub-division. While I am not an expert, in engineering sense, I should think that branches and other fibrous material would result in a very poorly compacted fill for subsequent development for industrial purposes.

I trust you will give this viewpoint thoughtful consideration.

Very truly yours,

(Signed) Hunter H. Morrison

P. S. I suggest that you call a special hearing so that representatives of the construction industry can state their case before you.

H. H. M.

PAD-2/28/58

CITY OF PLEASANTON
Pleasanton, California

Victor 6-2893

603 Main Street

February 25, 1958

Mr. Patrick J. Moran
Executive Secretary
Air Pollution Control District
1480 Mission Street
San Francisco 3, California

Dear Mr. Moran:

The City Council of the City of Pleasanton asked that this letter be accepted as entered in the record concerning the subject of open burning.

The City Council is mindful of the Air Pollution problem in the counties surrounding the San Francisco Bay. However, the City Council feels there is no immediate problem in the City of Pleasanton. The City is surrounded by extensive agricultural lands. The farmers and ranchers have used open burning in the past as a part of their reduction in connection with raising of crops and animals.

We feel that so long as the Valley remains predominantly agricultural that the interest of the City lies with the farmers, and we encourage you to extend the exemption of agricultural open burning.

Very truly yours,

/s/ RENO CAIRO

Mayer

SAN FRANCISCO CHAMBER OF COMMERCE
333 Pine Street - San Francisco 4 - EXbrook 2-4511

February 25, 1958

Mr. Benjamin Linsky
Control Officer
Bay Area Air Pollution Control District
1480 Mission Street
San Francisco, California

Dear Mr. Linsky:

At its last meeting, the Board of Directors of the San Francisco Chamber of Commerce approved the following recommendation of the Agricultural Committee:

That the San Francisco Chamber of Commerce request the Board of Directors of the Bay Area Air Pollution Control District to permit Section 3(g) of their Regulation No. 1 to remain unmodified until such time as the matter has been thoroughly studied by competent agricultural authorities and a report made public upon which sound modification can be based, except where it has been demonstrated that alternate methods are practical and similarly economical.

A copy of our Committee's report on the subject is enclosed. We would deeply appreciate your action in accordance with this recommendation.

Sincerely,

(Signed)
G. L. Fox
General Manager

APPROVED BY THE BOARD OF DIRECTORS OF
SAN FRANCISCO CHAMBER OF COMMERCE
FEBRUARY 20, 1958
M. A. HOGAN, SECRETARY

February 19, 1958

TO: BOARD OF DIRECTORS
FROM: AGRICULTURAL COMMITTEE
SUBJECT: Agricultural Burning (Smog Control)

REQUESTED ACTION: That the San Francisco Chamber of Commerce request the Board of Directors of the Bay Area Air Pollution Control District to permit Section 3(g) of their Regulation No. 1 to remain unmodified until such time as the matter has been thoroughly studied by competent agricultural authorities and a report made public upon which sound modification can be based, except where it has been demonstrated that alternate methods are practical and similarly economical.

EXPLANATORY STATEMENT: Under the Bay Area Air Pollution Control District Law, Regulation No. 1 has been promulgated regulating outdoor fires. Exceptions are listed indicating the types of fires that are exempted from the provisions of the Regulation.

Paragraph (g) of Section 3 exempts:

Section 3. Exceptions.

"(g) Agricultural fires necessary to maintain and continue an agricultural operation set off permitted by a fire official having jurisdiction in the performance of official duty for the purposes of:

- (1) Control and Disposal of agricultural wastes
- (2) Stubble and brush control,
- (3) The improvement and control of water sheds, provided however that this exception

to such date the Board of Directors of the Bay Area Air Pollution Control District shall have held a hearing for that purpose as to any or all parts hereof."

On Monday, February 10, a preliminary meeting was held in the offices of the Bay Area Air Pollution Control District at 1480 Mission Street in San Francisco. It was attended by Farm Bureau members and various members of the agricultural industry as well as representatives of the California State Forest Service, Department of Fish and Game and the Department of Agriculture. A formal meeting of the Board was held on Friday, February 14, at which time briefs were filed and further information given.

At the meeting on February 10, Farm Bureau representatives pointed out that in the control of insect pests and diseases which are carried over and continue their life cycle in brush and prunings from various crops, no effective substitute has been found for burning as a clean-up method. This is particularly true in connection with the shot-hole borer in the Santa Clara Valley.

Control burning of brush allows grass to replace brush on grazing ground, helping to prevent erosion and provide better grass for animal feed. The burning of stubble is desirable in connection with weed control especially as far as weed seed destruction is concerned, and about the only practical way to remove flax stubble is by burning.

While it is a known fact that smog has caused losses to leafy vegetable and flower growers, the Agricultural Committee is not aware of evidence being submitted to indicate the extent, if any, to which agricultural burning has contributed to smog damage. Prior to the time when smog started, agricultural burning was being conducted but no damage was attributed to smog until other factors known to cause air pollution entered the picture. It is felt that the benefits accruing to agriculture from judicious use of fire as indicated in paragraph (g) for the three purposes enumerated, far outweigh any contribution such burning may make to smog as such.

For these reasons, the Agricultural Committee, at its meeting on February 17, 1958, adopted the above recommendation to the Chamber's Board of Directors.

Respectfully submitted,

Jack T. Pickett
Chairman
Agricultural Committee

UNITED STATES DEPARTMENT OF AGRICULTURE

Agricultural Stabilization & Conservation Committee
San Mateo County Office
P. O. Box 7, Half Moon Bay, California

February 25, 1958

Mr. Benjamin Linsky, Chief
Air Pollution Control District
1480 Mission Street
San Francisco 3, California

Dear Sir:

The San Mateo County ASC Committee approves the resolution adopted by the San Mateo County Farm Bureau and read into the record on February 14, 1958 at the Air Pollution Control Board hearing. With this letter is attached the said statement by M. R. Mattei, President of the San Mateo County Farm Bureau.

This County ASC Committee urges the Air Pollution Control District to allow agriculture in San Mateo County to continue open burning until such time as research and demonstration have shown alternate and economic methods.

Referring to the section on flax straw, experience has shown that this straw decomposes very slowly and such land cannot be farmed for 1 or 2 years following the incorporation of said straw. At the present time burning is the only economical method of disposing of this straw.

Very truly yours,

(Signed)
Norman V. Souza, Chairman
San Mateo ASC County Committee

Attachment

SELYWAY RANCH
CAHILL ROAD ROUTE 2
REDWOOD CITY, CALIFORNIA

February 26, 1958

Mr. Benjamin Linsky
Control Officer
Bay Area Air Pollution Control District
1480 Mission Street
San Francisco, California

Dear Mr. Linsky:

The Directors of the San Mateo County Cattleman's Association, in a special meeting held February 25, discussed in great detail the agricultural burning in our county.

We would like to go on record that our problem of brush control is a unique one and a difficult one, and different from that in other agricultural areas. To eliminate burning when and where necessary would cause an extremely difficult problem as well as an economic hardship. There are areas on the coast side where burning is the only possible means of successful brush eradication.

We heartily concur with the statement submitted by Mr. M. R. Hartzel, President of the San Mateo County Farm Bureau, a copy of which is attached to this letter.

Your careful consideration of our problem will be appreciated.

Very truly yours,

Ed LeVesconte, President
San Mateo County Cattleman's Association

ELeV:cb
Enc.

PAD-2/27/58

CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
2400 Oak Grove Road, Concord, California

28 February 1958

Bay Area Air Pollution Control District
1480 Mission Street
San Francisco 3, California

Gentlemen:

The Commission of this District has carefully considered possible amendments to Section 3(g) of Regulation No. 1 of your District. After due consideration of this section we submit the following request:

1. That this District be exempted from the ban of March 1, 1958, under the following conditions, for an indefinite period of time.

- a. The burning of log jams and burnable drift accumulation in the drainage channels of Contra Costa County when it is determined by this District that such obstructions may cause widespread flooding and property damage if they are not immediately removed.
- b. The burning of any accumulation of dead tules, cattails, willows, etc. in the drainage channels of Contra Costa County which result from the channel spray program which has been in effect for the past four years when it is determined by this District that such dead material may form obstructions which could cause widespread flooding and property damage if not removed.

To remove the material described in (a) and (b) above by mechanical means will result in costs of 10 times or more the cost of burning these obstructions in place in many locations. Since the cost of burning is borne by the taxpayers we feel that this request to burn under the conditions stated is reasonable. We realize that this burning should be done only when weather conditions permit.

Our full and complete consideration of this request will be appreciated.

Yours very truly,

/s/ EDWARD M. ROWLAND

Edward M. Rowland
Chairman of the Commission

CCR:pb
COPY

OFFICE OF CALIFORNIA
DIVISION OF NATURAL RESOURCES
DIVISION OF FORESTRY

March 3, 1958

A-3-3

LAW ENFORCEMENT
Bay Area Air Pollution
Control District

TO: Board of Directors
Bay Area Air Pollution Control District
World Trade Center
The Ferry Building
San Francisco 11, California

Submitted by F. H. Raymond, State Forester
Chief, Division of Forestry
Department of Natural Resources

It is desired to supplement herewith our prepared statement of February 7, 1958, which was submitted to the Board for consideration at the hearing held by the Board on Friday, February 14, 1958. The following supplementary statement confirms verbal explanations presented to the Board during the hearing, by Deputy State Forester Bertsch of my staff.

1. The matter of interpretation which involves slash disposal, small waste disposal and hazard reduction, including the fireproofing of roadsides and railroads, we believe would properly come under section 3 (c) and not 3 (g) of Regulation No. 1 of the District.

2. In the absence of any ruling or interpretation to the contrary, this Division will consider the application and administration of the operations and regulatory procedures involving slash disposal, small waste disposal and hazard reduction (fireproofing of roads and railroads) as being related to and more properly included in section 3 (c) of Regulation No. 1.

It is our desire that this supplement be attached to and become a part of our original prepared statement submitted under date of February 7, 1958, reference A-2-7.

We would appreciate receiving acknowledgement of this supplement and confirmation of our understanding as set forth in items 1 and 2 above.

Very truly yours,

S/ F. H. Raymond

F. H. Raymond, State Forester

BAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
April 2, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting to order at 11:00 A.M.
There being present the following:

William C. Blake, Andrew C. Byrd, A. Watson Conner,
Sam Della Maggiore, Francis Dunn, Jack O. Pries,
William Gness, Arthur Kanzee, Jr., Clarissa Shortall
McMahon, Martin A. Poas, and Waldon L. Richards.

Board Members Absent: Ivan T. Goyak.

Staff Members Present: Benjamin Lineky, Patrick J. Moran,
Matthew S. Walker, Robert E. Oivens,
and Pauline A. Dee.

Mr. Conner moved the Minutes of March 5, 1958 meeting be ap-
proved as corrected. ~~Carried~~ ~~by Mr. Della Maggiore~~. Carried
unanimously on roll call.

Mr. Conner moved that the report of the Advisory Council be
heard at this time. Mr. Poas seconded. Carried.

Mr. E. Robert Stallings, secretary of the Advisory Council pre-
sented the report as follows:

"The report of the Committee on Agriculture and Horticulture
of the Advisory Council was approved unanimously at the Ad-
visory Council regular meeting on March 12, 1958. The com-
mittee has weighed the statements of the various agricultu-
ral groups who appeared before the Bay Area Air Pollution
Control District, and has considered the evidence presented
on behalf of these groups.

The Committee does not agree with those spokesmen of the agri-
cultural groups who contend that all types of agricultural
spray burning must be indefinitely exempted from the applica-
tion of Regulation No. 1

"The Committee is mindful of the fact that open burning of agricultural waste is common practice elsewhere, and that, to the best of its knowledge, no other jurisdiction is presently prohibiting the open burning of such material.

"The Committee feels, however, that there is no inherent reason why open burning of agricultural waste should not be prohibited along with all other types of open burning, provided other methods of disposal of such waste can be found which will not present a threat to public health or danger to agriculture.

"The Committee feels that most types of open burning of agricultural waste cannot be summarily discontinued at this time. Suitable alternate methods of disposal are not as yet available, except in the areas described below.

"The Committee is advised, however, that adequate alternate methods of disposal exist at the present time with respect to the following types of agricultural waste:

1. Artichoke tops, where overhead irrigation is used.
2. Right-of-way and roadside weeds.
3. Greenhouse horticulture.

"In the case of the foregoing items, it is the committee's opinion that open burning is no longer justifiable and should be banned by amending Section 3 (g) of Regulation No. 1, with the effective dates as indicated.

For the artichoke tops, May 30, 1958;

For right-of-way and roadside weeds, October 30, 1958;

And greenhouse horticulture, October 30, 1958.

"The Committee further finds that all other types of open burning of agricultural waste, as defined in Regulation No. 1, must for the present necessarily continue to be exempt from the open burning ban, such exemptions to continue no longer than November 1, 1959.

"If, in the meantime, additional specific types of agricultural open burning are found to be unjustifiable as a result of new research or development studies, public hearings seeking further amendment of Regulation No. 3 should be held as such alternate policies become available." General Discussion closed.

Mr. Della Magliana moved that the proposed draft of the amendment to Section 3 (g) Regulation No. 1, be approved and that a resolution be drawn by Mr. Walker. Mr. Poss seconded. Carried unanimously on roll call.

Mr. Walker stated the Resolution number was 66 - "In the Matter of Adopting an Amendment to Resolution No. 1 to continue in Effect Section 3 (g) of said Resolution No. 1 in a Modified Form".

Chairman Blake called for Committee Reports.

Mr. Dunn, Chairman of the Budget & Finance Committee presented the District's Receipts and Disbursements statement for the month of February, 1958, and moved for approval. Seconded by Mr. Conner. Carried unanimously on roll call.

Mr. Dunn informed the Board that a Budget & Finance Committee meeting was held prior to the Board meeting this morning. At which the City Solicitor-Coroner's Office requested a transfer of funds to provide for the purchase of equipment. This included one gas liquid chromatograph, a newly developed piece of equipment costing \$6,500.00, which is far more accurate in measuring emissions of ethylene gas, which was not properly measured before; three Cellman samplers, at a cost of \$1,500.00; one Van Brand sampler, cost of \$1,000.00; and one microscopic particle meter, at a cost of \$2,000.00.

The Budget and Finance Committee felt that with regard to these items, none of the Board members were technically equipped to evaluate such equipment, and the question of purchasing such items should be referred to the advisory Council with the request that they report back to the Board.

The Budget and Finance Committee further recommended the purchase of a refrigerator for use in the laboratory for the refrigeration of certain samples, and the purchase of glass blowing equipment. The Committee also made the following recommendations: the budgeted item for the purchase of the public address system and recorder was found to be \$1,500.00 below the actual cost of the equipment; the committee recommended that an additional \$1,200.00 be appropriated to supplement the budget item; it also recommended the purchase of a postal meter and scale at a cost of \$110.00; one set of dictating machines at a cost of \$75.00 and an electric time stamp, at a cost of \$182.00. General discussion followed.

Mr. Fries moved that a resolution be presented authorizing Budget Transfers and purchase of the recommended items. Mr. Conner seconded. Carried unanimously on roll call.

Chairman Blake called on Mr. Walker to read Resolution No. 67 - "In the Matter of making Appropriations Adjustments to the Budget for the Period ending June 30, 1958, Providing for Ad-

sitional funds in the Office Equipment Account and the Laboratory Equipment Account." Carried on roll call.

Mr. Della Massione, Chairman of the Planning Committee, reported briefly on that committee's meeting. The members felt that the Planning Committee would be duplicating some of the functions of the Executive Committee, and that the whole Board of Directors should sit down and discuss the coming year's activities, rather than have a committee go through it and then report to the Executive Committee who would then report to the Board of Directors.

It was the consensus of the Committee that the Board of Directors, in 1968, should review the accomplishments of the past year and evolve a program for the coming year.

Further, the Committee felt that the Advisory Council should be utilized to the fullest, as actions of this morning indicated. General discussion followed.

Chairman Blake suggested that a special Board meeting be called for the purpose of receiving from the Air Pollution Control Officer a program for the next one, two or three years. The Board members concurred.

A special meeting of the Board of Directors was set for Wednesday, April 10, 1968, at 10:00 a.m. at the District's Office, 1100 Mission Street, San Francisco 3, California, for the purpose of discussing long range planning.

Mr. Dunn stated that in discussing the budget with Mr. Linsky, he made a suggestion that Mr. Linsky accepted to the effect that in the preparation of the budget, there be a discussion of the various budget items presented, in a manner similar to that which the Alameda County has been using to present its budget in recent years and which has been adopted as a model for all counties by the County Supervisors' Association.

This would have the effect of outlining the needs for the various items that are requested and the money which is appropriated in the budget. Since Mr. Linsky is preparing an inventory statement of what has been done so far, in relation to the acquisition of equipment, and the uses to which that equipment will be put, it would be the very background on which the Board could base a good planning program, Mr. Dunn concluded.

Chairman Blake called on Mr. Linsky for the District's Progress-to-Date Report.

Mr. Linsky stated that recently in connection with the action by the San Francisco Board of Supervisors and their Public Health and Welfare Committee, a rather dramatic demonstration was held around the City Hall in an attempt to influence their decision. The Board of Supervisors and its committee ignored the demonstration and proceeded to vote support for the District's program by enacting an ordinance which places the District's Regulation No. 1 into their local law. This will take effect on about April 25.

Mr. Linsky reported that the Hearing Board has about concluded the hearings on the Tino Rossas burning dump. Formal briefs are being filed by both counsels and on April 14, 1958 the Hearing Board will receive arguments and then render its decision. This case undoubtedly will go to the Superior Court for further action. Mr. Linsky concluded by stating that he was happy to report that the District is receiving the increasing cooperation of most local agencies in obtaining enforcement of Regulation No. 1.

Chairman Blake called on Secretary Richards for communications. Secretary Richards read letters from the City of Fremont, City of San Leandro and Congressman Miller of Alameda, House of Representatives in Washington, D. C., to which was attached a copy of House Resolution No. 309 re Air Pollution policy by Federal agencies.

Mr. Linsky, at this time, informed the Board members that Mr. James Lodge of the United States Public Health Service will be in San Francisco in two weeks time and will evaluate the District's facilities and technical manpower toward the possibility that the District may become a recipient of Federal grants. Work that the District is doing may be utilized elsewhere in the country and obtaining such a grant would either reduce the burden on local taxpayers or, more probably, extend what the District can do.

Mr. Linsky requested approval of the Board to authorize Mr. Milton Feldstein, Laboratory Director, to attend the annual conference of the American Industrial Hygiene Association, April 19th to April 25th in Atlantic City.

Mr. Richards asked for a clarification of policy re out-of-state trips.

Mr. Linsky replied that when the District Budget was being prepared last year, a policy was established that professional staff people could expect to attend one national conference out

of the group each year. This would enable them to update their professional contacts and status and to bring back the fresh information that is needed.

Mr. Dunn moved permission be granted to Mr. Feidalein to attend the conference in Atlantic City. Mr. Connor seconded. Carried.

Mr. Linsky informed the Board of Directors that the San Francisco Bay Area Rapid Transit District had requested permission to use the board meeting room for a meeting of their Board of Directors on April 10, 1958 from 2:00 to 4:00 P.M. and that he had granted permission, but that the specific action and future policy deserved the attention of the Board.

The Board members concurred with Mrs. McMahon that there was no opposition to this particular meeting, but, before any further permission is granted, the Board of Directors should establish a policy in this connection.

There being no further business, Mr. Fries moved the meeting be adjourned. Mr. Della Maggiore seconded.

Chairman Biske stated that the special meeting of the Board of Directors will be held on April 16, 1958, at 10:00 A.M. at the District's Offices, 1480 Mission Street, San Francisco 3, California, and that the next regular meeting of the Board of Directors will be held on Wednesday, May 7, 1958, at the same

He discussed the possibility of a group like the Board of Directors being given the responsibility for other regional problems in the future.

The meeting adjourned at 12:02 P.M.

Respectfully submitted,

Weldon L. Richards
Secretary
Board of Directors
Bay Area Air Pollution Control
District

MAY 1958
AIR POLLUTION CONTROL DISTRICT
1480 Mission Street
San Francisco 3, California
Klondike 2-1300

BOARD OF DIRECTORS MEETING
AUDIENCE REQUESTED

Meeting Date: 4/2/58 at 10:00 A.M.

	Representing	Address
Ralph W. Shafer	Advisory Council	San Jose
John Martin	City & County of S.F.	
W. G. Dawson	P. G. & E. Co.	1625 Clay St., Oakland
W. A. Selo	P. G. & E. Co.	245 Market St., S.F.
W. H. Cronin	U.S. Steel	Pittsburg
W. H. Bertach	Cal. Div. of Forestry	Sacramento
Wale Mitzel	Cal. Dept. of Agriculture	San Francisco
J. H. Easthagen	Cal. Research	Richmond, California
W. D. Work	Standard Oil Company	Richmond, California
Lawrence B. Perry	State Dept. of Public Health	Berkeley
W. G. Probst	Union Oil Company	Cleum Refinery
R. E. Doyle	Associated Home Bldrs.	San Francisco
G. H. Gaumer	Tidewater Oil	Associated
Bart Ralph	S.F. Rec. & Park Dept.	McLaren Lodge, G.O. Park
W. E. Burke	Home Builders	San Jose
Frances W. Herring	Bureau of Public Admin.	U. of California
Hermann J. Gerdtz	Sunwest	14700 Jarvis Rd., San Jose

BAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS SPECIAL MEETING
MINUTES

Wednesday
April 16, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting to order at 10:15 A.M.
There being present the following:

William C. Blake, Andrew C. Byrd, A. Watson Conner,
Sam Della Maggiore, Francis Dunn, William Gnos, Jr.,
Ivan T. Coyak, Arthur Kenzoo, Jr., Clarissa Shortall
McMahon, Martin A. Poss, and Weldon L. Richards.

Board Members Absent: Jack O. Fries.

Staff Members Present: Benjamin Linsky, Patrick J. Moran,
Matthew S. Walker, Robert E. Givens,
and Pauline A. Dee.

Mr. Conner requested clarification of his status as a member of the Board of Directors from the District Counsel. Mr. Walker, District Counsel, replied that each member appointed by the City Selection Committee held office for two years, until May 12, 1958 of this year, and then quoted from the District's Law, Section 24352 - "the city selection committee of each county shall appoint one member of the board. Such member shall be selected from among the mayors and city councilmen of the cities within such county". And Section 24352.1 - "each member appointed by the city selection committee shall hold office for two years and until the appointment and qualification of his successor". In the opinion of the District Counsel, Mr. Conner remains a member of the Board of Directors until his successor is appointed.

Chairman Blake called on Mr. Linsky.

Mr. Linsky presented his report in three parts:

- 1) A Summary of accomplishments to date.
- 2) The proposed District Program for Fiscal Year 1958 -

1959.

3) A projected program through 1962.

Copies of this Report are attached.

Chairman Blake accepted the report and asked the Board members for their comments.

Mr. Richards asked if the budget for fiscal year 1958 - 1959 was prepared within the one-cent tax limit stipulated in the District Law.

Mr. Linsky replied that such was the case but that a slow-up of the program may occur in 1959, if the rate remains the same. He pointed out that with anticipated population and industrial growth in the District, the present one cent tax rate would not cover the program. He further suggested that the counties and cities might assume some of the simple work which did not require instrumentation or technical training.

Mr. Della Maggiore stated it would be impossible to establish policies, at this meeting, without the prior discussion of the program with respective Boards of Supervisors, City Councilmen, Mayors and City and County Administrators. The other Board members concurred.

In regard to cities and counties assisting the District with the program, Mr. Poss suggested the Board instruct Mr. Linsky to prepare and summarize some of the things that might be done by the counties.

Mrs. McMahon stated, in addition to Mr. Poss' suggestion, it would be most helpful to the Board if Mr. Linsky prepared an outline of what it would cost the counties if the tax rate was increased by one-half cent and one cent. This could be done along with a projection of the increase in assessments and population. Such an outline would show the Directors what the member counties are now paying, what the additional cost would be for the long range program, and what might be saved by each county, if the county was willing to assume certain responsibilities. A financial picture plus a summary of functions, which the counties could perform, would aid the counties considerably in discussing these matters. Board members concurred by voice vote without motion.

The Board concurred with Mr. Dunn that copies of the presentation be made available to the members for distribution to their respective Boards of Supervisors, City Councilmen, Mayors, and City

and County Administrators. Chairman Blake requested staff to provide the necessary copies for this purpose.

Mr. Goyak moved the answers to the questions and establishment of policies be deferred until the next regular meeting to be held on May 7, 1958. This would give the Board members the opportunity to discuss the matter in detail with their respective groups. Mr. Poss seconded. Carried unanimously.

There being no further business, Mr. Kenzee moved for adjournment. Mr. Byrd seconded. Chairman Blake adjourned the meeting to the next regular meeting to be held on Wednesday, May 7, 1958, 10:00 A.M. at 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:05 P.M.

Respectfully submitted,

Weldon L. Richards
Secretary
Board of Directors
Bay Area Air Pollution Control
District

BAY AREA
AIR POLLUTION CONTROL DISTRICT
1480 Mission Street
San Francisco 3, California

BOARD OF DIRECTORS SPECIAL MEETING
AUDIENCE REGISTER

Meeting Date: 4/16/58 at 10:00 A.M.

Name	Representing	Address
Francis M. Herring	Bureau of Public Admin.	U. of California
W. Elwyn Turner, M.D.	Advisory Council	San Jose
A. M. Gomez	Col. Geneva Steel-Albany	Pittsburg, Calif.
Mr. B. Brown	City of S.F.	San Francisco
Mary Crawford	S.F. News	San Francisco
J. O. Ciprico	Standard Oil Co.	San Francisco
Mr. [unclear]	S.F. Chronicle	San Francisco
Peter Pon	City & County of S.F.	San Francisco
G. H. Gaumer	Tidewater Oil Co.	Associated
Mr. [unclear]	Cal. Research	Richmond
R. A. Welmer	Standard Oil Co. of Cal.	Richmond
R. D. Work	Standard Oil Co. of Cal.	Richmond
J. R. Hanson	Shell Oil Company	Martinez
D. G. Probst	Union Oil Company	Oleum Refinery, Rodeo
R. H. Zeller	Advisory Council	San Francisco
Jim Schurz	Examiner	San Francisco
Stan Thie	Call Bulletin	San Francisco
J. A. Mega	State Health Dept.	Berkeley
E. S. Bodino	Hearing Board	Kentfield
Norm Martin	City & County of S.F.	San Francisco

RAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
May 7, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting to order at 10:10 A.M. There being present the following:

William C. Blake, Andrew C. Byrd, A. Watson Conner,
Sam Della Maggiore, Francis Dunn, Jack O. Fries,
William Gness, Arthur Kanzee, Jr., Clarissa Shortall
McMahon, Martin A. Poss, and Weldon L. Richards.

Board Members Absent: Ivan T. Goyak.

Staff Members Present: Benjamin Libsky, Patrick J. Moran,
Matthew S. Walker, John E. Yocom,
Robert E. Givens, and Pauline A. Dee.

Mr. Poss moved the Minutes of April 2, 1958 and April 16, 1958 meetings be approved as received. Seconded by Mr. Conner. Carried unanimously on roll call.

Chairman Blake called on Mr. Dunn, Chairman of the Budget and Finance Committee to report. Mr. Dunn presented the District's Receipts and Disbursements statement for the month of March, 1958, and moved for approval. Mr. Della Maggiore seconded. Carried unanimously on roll call.

Mr. Dunn then presented the District's preliminary Budget prepared by the Air Pollution Control Officer and reviewed and forwarded by the District's Auditor. Mr. Dunn requested copies be distributed to each Board member. He moved that this preliminary budget be adopted and referred to the Budget and Finance Committee for review prior to the next regular meeting to be held by the Board of Directors on June 11, 1958. Mr. Poss seconded. Carried unanimously on roll call.

Chairman Blake asked Mr. Gness, Chairman of the Personnel Committee to report.

Mr. Gness reported that the Personnel Committee held a meeting on April 16, 1958, at which time, the members considered a proposal requested from Louis J. Emerson & Associates to conduct a survey of certain District Personnel policies.

BUREAU OF AIR POLLUTION

EX-100-1000

JUN 10 1958

UNIVERSITY OF CALIFORNIA

This survey was to cover:

1. A review of the existing classification and compensation schedules of all full-time District employees (except the Air Pollution Control Officer, the Executive Secretary and all clerical staff) and the preparation of appropriate recommendations.
2. A review of the retirement and insurance programs and other "fringe benefits" provided by the District as compared to those existing in counties in membership in the District and in a cross-section of Bay Cities - Oakland, Berkeley, Richmond, San Leandro, San Mateo, Palo Alto, and San Jose.

The Committee recommended the employment of Louis J. Kroeger & Associates to conduct this survey at a cost of \$700, and were advised that the necessary funds were available.

The Committee also recommended that the staff be authorized to form an Employees Club.

General detailed discussion ensued, at the conclusion of which, Mr. Gates withdrew his motion that the Board approve the survey. The recommendations of the Personnel Committee on this survey were not accepted by the Board of Directors.

On motion of Mr. Dunn, seconded by Mr. Hunssee, the Board approved the payment of accrued profits from any vending machines housed on the District's property to the Executive Secretary and rebated to the employees. Carried.

Chairman Blake called on Dr. Turner, Chairman of the Advisory Council to report.

Dr. Turner stated that an Ad Hoc Committee of the Advisory Council, with Ralph Shafar, Chairman, was appointed to review a recommendation for the purchase of technical equipment and to report its findings to the Council. The Board of Directors had requested the Advisory Council to review the recommendations from the Air Pollution Control Officer for the purchase of this equipment and report to the Air Pollution Control Officer and the Board of Directors. The Advisory Council recommended the purchase of the following items of technical equipment:

- (1) Gas-liquid chromatograph;
- (3) Sequential samplers;
- (1) Filtering recorder sampler;
- (1) Microscopic particle meter.

It was the unanimous opinion of the members that these items were justified for efficient operation of the District's laboratory and, therefore, should be purchased. The estimated cost of the equipment is \$6,500.00.

General discussion ensued. Mr. Linsky stated that he had recently learned of a new type of microscopie particle meter with some improvements and which might be purchased for less money.

Mr. Price moved that the Advisory Council recommendations to purchase the above mentioned technical equipment be approved with the understanding that the microscopie particle meter mentioned by Mr. Linsky would not exceed the amount specified in the April 2, 1958 Minutes. Seconded by Mr. Dunn.

Chairman Blake stated this would require a Budget transfer and asked Mr. Walker, District Counsel, for the Resolution.

Mr. Walker stated that Resolution No. 73 - "In the Matter of authorizing the Transfer of Certain Funds and Budget Adjustments" covered the matter. Carried unanimously on roll call.

Chairman Blake stated that due to an emergency Mr. Goyak was unable to be present at today's meeting and had requested the Board defer establishment of policies on the District's Planning Program. The Board concurred with the request.

Chairman Blake called on the Air Pollution Control Officer, Mr. Linsky, to report on the activities of the District.

Mr. Linsky stated that:

1. The Keith Street Dump case had moved from the Hearing Board decision to the San Francisco District Attorney, who had filed in Superior Court for an injunction against the operator. The Court date is May 15, 1958. The City of San Francisco was enjoined from using its ordinance against the Keith Street Dump but obtained compliance at two other burning dumps.
2. One of the County Fire Departments has issued illegal open burning permits in violation of the District's law, and this is being taken up with the County Board of Supervisors. Other local fire departments are cooperating well.
3. Cooperation with local governments has been demonstrated in two zoning problems and in taking over the complex vegetation damage and odor problems in Richmond from the Contra Costa Health Department, at their request.
4. The District Librarian started work April 14, 1958, and the first inter-library loan of material was made recently to the Navy.
5. A price of 30¢ per page for printing-out library material will be charged, if the Board has no objection. A price

schedule for complete copies of our index is attached and will be used, if the Board has no objection, as basis for the sale of these indexes to the Federal Government and others.

6. Our laboratory has run tests on the illegal underground burning experiment that was discontinued on the Port of San Francisco - Islais Creek, Boblitt Dump. The infra-red spectrometer tests show that in addition to considerable carbon monoxide, there were several hydrocarbons, alcohols, ketones, and other air pollutants emitted.
7. The industrial source survey work has continued. The proposed survey report form was circulated for criticism to several hundred individuals in the Bay Area as well as to air pollution specialists around the country to get the best possible design for the questionnaire and incidentally to prepare the industries and their home offices for the actual survey. The response have been excellent. We had a 2% response in less than 5 days after the first mailing.
8. The engineering report on land clearing methods and costs has been well received and many extra copies have been requested. When the land clearing burning exemption ended on April 1, 1958, several projects remained unfinished because of the rains. Each case was reviewed with top staff committees so that decisions for additional time for compliance would be as uniform and unbiased as possible.
9. The District's participation in the recent Science Fair has earned us entry into science classes in the Bay Area. As reported at a previous meeting, Mr. Yocum was a judge at the Fair and our Technical Division Laboratory put on a laboratory demonstration for teachers and students.
10. Arrangements have been made for further cooperation with the State Pollution Board in its air pollution problems by distributing more copies of the South Bay report, and by some additional joint tests, including one at Candlestick Point.
11. Mr. Robinson, the District Meteorologist, followed-up a lead from Dr. Lodge, of the U.S. Public Health Service, and as a result spent a day with the visibility laboratory people at the Scripps Institute of Oceanography in La Jolla. There, a very useful instrument, a type of visibility meter, has been developed and which is needed for our work. He also presented a technical paper on the unusual weather of the past year, and its role in reducing air pollution, at a meeting of the West Coast Section of the Air Pollution Control Association.

12. The stack sampling specialist team spent several days in Los Angeles in order to check out their exact procedures so that our methods will be as good as are known.
13. Mr. Feldstein, Laboratory Director, attended the recent Industrial Health Conference in Atlantic City, where the latest laboratory analytical methods were discussed. He spent two days in the New York Air Pollution Laboratory working with their Laboratory Director, Dr. Jacobs, who is internationally known.
14. During my attendance at the Surgeon General's National Advisory Committee meeting in Washington, I spent one day with Federal Agencies including the Department of Defense and the Navy, where additional progress was made on Bay Area problems. At least an additional \$150,000 was made available for non-burning rubbish disposal for military installations.
15. One of the results of my service on this Committee, over the past year, has been the acceptance by the Federal program of work on viability, to which practically no funds had been assigned by the Public Health Service. They have swung into the problem, now, and some results are already evident and will be of help to our District.
16. Even more important, while in Washington, I learned of a special study and report about how agricultural diseases had been spread as a result of viruses, that lived through high temperature rendering and were spread with the gases. This will be brought to the attention of the University of California agriculture extension people as soon as we obtain a copy of the report. It verifies some confidential work I knew about at a drug manufacturing plant in Detroit, where spore, etc. lived through peer incineration, and raises serious doubts about the complete effectiveness of disease prevention by open burning of agricultural wastes.
17. The Air Pollution Control Association annual conference will be held in Philadelphia the last week of May. I would like to recommend that one or more members of the Board of Directors attend so they can observe the long hours and serious attention devoted by the members, both in sessions and in committee work. I also wish to request authorization for myself and three engineers to attend this annual conference, so that they can extend their contacts and increase their knowledge and usefulness to the District.

After discussion, Mr. Boss moved that two staff members be authorized to attend the National Air Pollution Control Conference in Philadelphia, Pa., on

May 25 to May 29, 1958. Mr. Fries seconded. Carried upon roll call.

Mr. Linsky stated that the Board would be attending. It was the intention of the Board that some of the Executive will attend this meeting.

Mr. Byrd was excused at 11:35 A.M.

Mr. Linsky concluded by stating that during April a fair amount of staff time had been devoted to the working out of long range program plans for the District's work. He believed the results would provide a time basis for decisions by the Board, now, with a clear indication of what decisions must await the logic and facts of the next twelve months of work.

Chairman Blake called on Secretary Richards for communications addressed to the Board.

Secretary Richards read letters from the University of California thanking the staff for serving on the faculty of the Engineering and Sciences Extension Schools and from Stanford University re establishment of an air pollution control committee at faculty level. It was the wish of the Board that an expression of appreciation be written to President Starling of Stanford University over the signature of the Chairman of the Board.

Secretary Richards then read communications from Mayor Nichell of Oakland, and Resolution No. 36000 C.M.S. passed by the Oakland City Council on March 27, 1958, and a letter from Mrs. Robert Egeron, 5410 Margaret Avenue, Oakland, protesting the resolution. General discussion followed.

On motion of Mr. Fries, seconded by Mr. Kammie, the Board instructed Mr. Linsky to meet with Mayor Nichell and the Oakland City Council, at the earliest possible date, to discuss and clarify legislation No. 1.

Chairman Blake stated that the Agenda listed an Executive Session to consider appointments and reappointments of a member of the Hearing Board and some members of the Advisory Council.

Mrs. McMahon asked if the Advisory Council members had been submitted to the Advisory Council Selection Committee. Chairman Blake informed Mrs. McMahon such was not the case. Mrs. McMahon suggested the matter be referred to the Advisory Council Selection Committee prior to Board discussion. Chairman Blake so directed.

Mrs. McMahon asked whether the Board members or the staff had any reasons for the Executive Session to be held for the selection of a member to the District's Hearing Board.

Mr. Linsky stated the staff had no objections and if the Board desired, nominations could be held in open session. The Board concurred.

Chairman Blake called for nominations. Mr. Lella Maggiore nominated

Mr. E. Spencer Badine. Mr. Pass and Mr. Fries seconded.

Chairman Blake called for alternate nominations. No names were presented. Nominations were closed.

Chairman Blake called for roll call. Carried unanimously. Chairman Blake stated it was the pleasure of the Board of Directors to have Mr. E. Spencer Badine serve as Hearing Board member, effective June 15, 1958, for a term of three years.

Chairman Blake called on Mr. Walker, District Counsel to read Resolution No. 69 - "In the Matter of Commemorating the Services of A. Salton Connor and expressing the Appreciation of the District for his Services as a member of the Board of Directors." The resolution was passed on unanimous motion of the Board of Directors.

Chairman Blake directed the staff to have the resolution suitably inscribed and presented to Mr. Conner.

Mr. Conner expressed his thanks to the Board members and stated it was one of the finest group of people on any board with whom he had had the pleasure of working. He further stated, that the Board members had accomplished a great deal in a very short time which was an indication of the caliber of people assigned to the District Board.

Chairman Blake excused Mr. Conner at 12:10 P.M.

Mr. Moran, Executive Secretary, requested authorization from the Board to pay the invoice submitted in the amount of \$1,260.00 by Ward Thomas, architect. The Board directed Mr. Moran to pay the invoice.

Chairman Blake called for further business.

Mr. Walker, District Counsel, read Resolution No. 70 - "In the Matter of Approving and Authorizing the Execution of a Contract with the Core Foundation."

Mrs. McMahon asked if this resolution had been reviewed in committee. Mr. Walker replied, it had not. Mrs. McMahon asked Chairman Blake to refer the resolution to committee for further study and recommendation to the Board. Chairman Blake referred Resolution No. 70 to the Budget and Finance Committee.

Mr. Walker then read Resolution No. 71 - "In the Matter of Authorizing the Execution of an Agreement with the Eastern States Atomic Vaults, Inc.", and

Resolution No. 72 - "In the Matter of Authorizing the Execution of a Contract for Building Maintenance Service."

Chairman Blake asked if these resolutions had cleared the Budget and Finance

Committee and Mr. Walker replied, they had not. Chairman Blake referred them to the Budget and Finance Committee for further study and recommendation to the Board.

Mr. Liang informed the Board that a meeting of the Senior Officers of the District and members of the District would be held on Friday, May 9, 1958. This was a luncheon meeting and the District program would be thoroughly discussed.

There being no further business, Mr. Koster moved the meeting be adjourned. Mr. Foss seconded.

Chairman Blake stated the next regular meeting of the Board of Directors will be held on Wednesday, June 11, 1958 at 10:00 A.M. at 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:35 P.M.

Respectfully submitted,

Weldon L. Richards
Secretary
Board of Directors
Bay Area Air Pollution Control District

May 16, 1958

RAY AREA
 AIR POLLUTION CONTROL DISTRICT
 1400 Mission Street
 San Francisco 3, California
 Klondike 2-1300

PROPOSED PRICE SCHEDULE
 for
TECHNICAL INFORMATION LIBRARY INDEX CARDS

<u>Item</u>	<u># Cards</u>	<u>COSTS</u>		
		<u>1 set</u>	<u>5 sets</u>	<u>10 sets</u>
Paper	14,000	\$840.00	780/set	700/set
	21,000	1260.00	1176/set	1100/set
Card	14,000	1680.00	980/set	920/set
	21,000	2520.00	1570/set	1500/set

II.

Service to keep one set up to date

Semi-annual shipment of all new term and accession cards
 (1500 cards per year)

\$300/year/set

NOTE: 14,000 cards contained in set
 21,000 cards if double set of accession cards
 are desired for filing according to author.

May 16, 1958

CITY OF OAKLAND
CALIFORNIA

CLIFFORD E. RISHELL
MAYOR

CITY HALL
Oakland 12, California

April 4, 1958

Mr. Benjamin Linsky
Air Pollution Control Officer
Bay Area Air Pollution Control District
1480 Mission Street,
San Francisco 3, California.

Dear Mr. Linsky:

The disposal of wood and other clean materials incidental to clearing away demolished houses has presented the City of Oakland with a serious and costly problem.

The recent rainy weather has resulted in earth slides which have wrecked houses. To clear the debris by gathering it together and hauling it away to an authorized disposal agency is extremely costly as to each step in the process.

The Oakland City Council on March 27, 1958, adopted the enclosed Resolution No. 36888 C.M.S. requesting the Directors of the Bay Area Air Pollution Control District to allow controlled open-dump burning of wood and other clean materials on days when atmospheric conditions are favorable.

It is suggested that a thorough study be made to find out what effect controlled burning of this type of material contributes to the smog problem, if any. Said burning should be under supervision in conjunction with favorable atmospheric conditions and at a properly located site removed from residential areas. The Council further suggests that your organization set up a proper procedure for the issuance of permits, and appoint proper authorities to supervise such open-dump fires.

Mr. Benjamin Linsky
Air Pollution Control Officer
Bay Area Air Pollution Control District
1480 Mission Street,
San Francisco 3, California.

April 4, 1958

In behalf of the City Council, I would like to respectfully request that you give this matter your full and unbiased consideration and to report in person at one of our regularly scheduled Council meetings as to your findings. We hope this meeting can be accomplished within the next 30 to 60 days. Please advise.

Sincerely,

/s/ Clifford E. Rishell

Clifford E. Rishell
MAYOR

cer/hlm

Encl.

OAKLAND CITY COUNCIL

RESOLUTION NO. 11400 C. M. S.

PASSED AT A REGULAR MEETING

RESOLUTION REQUESTING THE DIRECTORS OF THE
BAY AREA AIR POLLUTION CONTROL DISTRICT TO
ALLOW CONTROLLED OPEN BURNING OF WOOD AND
OTHER CLEAN MATERIALS.

WHEREAS, the Directors of the Bay Area Air Pollution Control District adopted an ordinance prohibiting open dump burning effective October 1, 1957, and

WHEREAS, since that time, many contractors, builders and related industries, as well as private citizens, have experienced great difficulty in disposing of clean wood and lumber, and

WHEREAS, the open dump burning ban has caused a serious hardship, both physical and financially, on builders, contractors, and other citizens, with quantities of this type of material to dispose of, and

WHEREAS, the City of Oakland had great concern in disposing of the two homes on Merritt Avenue which were sliding and endangering homes below. This created a condition of extreme emergency and called for the immediate demolition and disposal of the material that under present regulations caused added expense, and

WHEREAS, we feel that properly controlled open dump burning, of clean wood and other products of like nature, would alleviate added expense and would allow some flexibility, and would not contribute to the smog problem if burned under proper conditions; now, therefore, be it

RESOLVED: That the Mayor and City Council of the City of Oakland does hereby earnestly request the Directors of the Bay Area Air Pollution Control District allow controlled open dump burning of wood, and other clean materials, under permit issued by the necessary official and supervised by proper delegated authority, and be it

FURTHER RESOLVED: That a certified copy of this Resolution shall be forwarded by the City Clerk to the Directors of the Bay Area Air Pollution Control District.

I certify that the foregoing is a full,
true and correct copy of a Resolution
passed by the City Council of the City
of Oakland, Calif., on MAR 27 1958

GLADYS H. MURPHY, City Clerk

Per B. Sittinger Deputy

STANFORD UNIVERSITY
STANFORD, CALIFORNIA

OFFICE OF THE PRESIDENT

April 16, 1958

Bay Area Air Pollution Control District
Ferry Building
San Francisco, California

Gentlemen:

At the request of our Board of Trustees, I have appointed a University Committee on Smog to collect data on the problem and to cooperate with the Bay Area Air Pollution Control District.

The Committee will include the following: Rodney A. Beard, Professor of Preventive Medicine, member of our Medical School Faculty and chairman of the University's Committee on Public Health; Joseph B. Franzini, Associate Professor of Civil Engineering; and Francis X. Webster, Research Associate in our Department of Chemistry. Professor Beard will serve as chairman.

You might be interested to know that the appointment of this faculty committee followed a study of the smog problem by a subcommittee of the University's Board of Trustees.

The University Committee on Smog will look forward to hearing from you as to how the University can cooperate with you in efforts to solve the serious problem of air pollution control.

Sincerely,

/s/ J. E. Wallace Sterling

J. E. Wallace Sterling

DAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
June 11, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting to order at 10:20 A.M.
There being present the following:

William C. Blake, Andrew C. Byrd, Sam
Della Maggiore, Francis Dunn, Jack O.
Pries, William Gness, Arthur Kanzee,
Jr., Ivan T. Goyak, Clarissa Shortall
Memshon, Alberto E. Merrill, Martin A.
Foss, and Weldon L. Richards.

Board Members Absent: NONE.

Staff Members Present: Benjamin Linsky, Patrick J.
Moran, Matthew S. Walker,
John E. Yocom, Robert G.
Givens, and Pauline A. Dee.

Mr. Moran, Executive Secretary presented Notifications of
Appointments to the Board of Directors which had been re-
called from the counties. The appointments are for a term
of two years, commencing June 1, 1958 and were as follows:

Weldon L. Richards, Councilman, Berkeley, Alameda County

Certified By: Jack O. Prie, County Clerk, County of
Alameda May 12, 1958.

Arthur Kanzee, Jr., Mayor, Ross, Marin County

Certified By: George S. Jones, County Clerk, County
of Marin May 22, 1958

Alberto E. Merrill, Mayor, Town of Los Gatos, County
of Santa Clara

Certified By: Richard Olson, Clerk, Board of Super-
visors, County of Santa Clara, May 12,
1958

Andrew C. Byrd, Mayor, Burlingame, County of San Mateo

Certified By: John A. Bruning, County Clerk, County
of San Mateo May 23, 1958.

William C. Blake, Supervisor, City and County of San
Francisco.

Certified By: Martin Mongan, County Clerk City and
and County of San Francisco May 12, 1958

Jack O. Fries, Councilman, Martinez, County of Contra
Costa.

Certified By: W. T. Paatsch, County Clerk, County of
Contra Costa May 12, 1958.

Following the reading of the Certifications, Mr. Moran presented a special communication to the Board from Mrs. Katha Zahn, Councilwoman, City of Albany, in which she formally protested the election of Weldon L. Richards, to the Board of Directors. Attached hereto and made part of these Minutes is copy of Mrs. Zahn's letter. Mr. Richards informed the Board that he had requested District Counsel, Matthew S. Walker, to prepare an opinion for the Chairman of the Board of Directors covering the matter. Chairman Blake directed the District Counsel to reply to Mrs. Zahn's letter over the signature of the Chairman of the Board and to furnish Mrs. Zahn with a copy of the opinion given to the Chairman of the Board by the District's Counsel, and a copy of the certification of Mr. Weldon L. Richards' appointment by the Clerk of the County of Alameda, Mr. Jack C. Blue.

Chairman Blake introduced and welcomed a new member of the Board, Colonel Alberto E. Merrill, U. S. Army (retired), Mayor of Los Gatos. He stated that Colonel Merrill was originally elected to the Los Gatos City Council in 1948 and resigned in 1949 to serve as a Police Judge. In 1954, Colonel Merrill was again elected to the City Council and has served as Councilman and Mayor of Los Gatos since that date. Colonel Merrill is also a member of the Board of Directors of the Sanitation District #4 in Santa Clara County and is Vice-President of the Peninsula Chapter of the League of California Cities. Colonel Merrill acknowledged the introduction and stated he hoped to be of service to the District.

Mr. Poss moved the Minutes of the May 7, 1958 meeting be approved as received. Seconded by Mr. Goyak. Carried unanimously.

Chairman Blake called for Committee Reports.

Director McMahon, Chairman of the Advisory Council Selection Committee, presented recommendations to the Board of Directors, for re-appointment of the following to the Advisory Council for a three year term, commencing June 1, 1958:

Ivan L. Johnson, Roderick L. McClellan, Lawrence Livingston, Jr., William J. Nicholson, Ralph W. Shafor.

Mrs. McMahon then presented the following committee recommendations:

- 1) That Deputy Chief Carl F. Kruger, of the San Francisco Fire Department, with many years experience in the Bureau of Fire Prevention and Investigation, be appointed to the Council.
- 2) That the vacancy created by the resignation of Dr. H. L. Blum be held open until a later date.

Mrs. McMahon moved the recommendations presented by the Advisory Council Selection Committee for the re-appointment of above mentioned Council Members and the appointment of Chief Kruger be approved and the existing vacancy be held open and filled by someone from Contra Costa County at a later date. Mr. Fries seconded. Carried unanimously upon roll call.

Mrs. McMahon requested that the reappointees to the Advisory Council and Chief Kruger be notified officially of the Board's action.

Chairman Blake called on Secretary Richards to read communications.

Secretary Richards read a communication from Mr. E. Spencer Bodine accepting his re-appointment to the District's Hearing Board for a term of three years.

Secretary Richards next read a Resolution passed on April 12, 1958 by the Contra Costa County Pomona Grange #45, re agricultural waste disposal. General Discussion followed.

Chairman Blake instructed Staff to reply to the Contra Costa

County Pomona Grange #45 in the name of the Board and present all the necessary information pertaining to Regulation No. 1 and the actions taken by the Board of Directors after public hearings held in April, 1958. He further requested that the California Grange be notified of these actions.

Secretary Richards continued with a communication from the City of Santa Cruz, requesting assistance from the District in planning their air pollution control program. Mr. Dunn moved that the Air Pollution Control Officer be authorized to send a staff member to meet for one day with the officials of the City of Santa Cruz and if additional time would be required the expenses incurred should be borne by the City of Santa Cruz. Mr. Poss seconded. Carried on roll call.

Secretary Richards then read a communication from the Associated Home Builders of the Greater Eastbay, Inc. and stated that Mr. John L. Hennessy, Executive Vice-President of the Associated Home Builders was in the audience. Attached hereto and made part of these Minutes is a copy of the letter from the Associated Home Builders of the Greater Eastbay, Inc. General discussion followed. At this point, the Air Pollution Control Officer presented a movie of the burning at Keith St. dump to show the visible emissions produced by burning lumber. Chairman Blake asked the Board members if they wished to hear from Mr. Hennessy and with approval granted him five minutes. Mr. Hennessy stated that the costs have become prohibitive in the construction industry in the Bay Area due to the difficulty of disposing of the waste materials created as an incidence to the clearing and development of land for subdivision or building purposes; and that he is in agreement with the letter that hearings should be held on the matter. Furthermore, he felt that the movie shown by the Air Pollution Control Officer was not a true picture of conditions since it showed demolition debris and other material burning on a dump while the Associated Home Builders of the Greaser Eastbay, Inc. were primarily concerned with the disposal of wastes created as an incidence to construction. Chairman Blake thanked Mr. Hennessy for his views. Following a general discussion Mr. Poss moved the matter be referred to the Advisory Council for recommendation to the Air Pollution Control Officer and the Board. Mr. Fries seconded. Carried.

Chairman Blake informed Mr. Hennessy that the Advisory Council meetings are open to the public and that he would be notified when the item was on the Advisory Council's Agenda.

Mr. Moran, Executive Secretary, brought a late communication

to the attention of the Board. He stated the letter was received just prior to the Board meeting from the Associated General Contractors of America, Inc., Central California Chapter, and dealt with the same subject contained in the letter from the Associated Home Builders of the Greater Eastbay, Inc. It was the consensus of the Board that this letter also be referred to the Advisory Council for study and recommendation to the Air Pollution Control Officer and the Board.

Chairman Blake directed staff to reply in the name of the Board to both of the letters and advise them that the matter has been referred to the Advisory Council for study and recommendations to the Air Pollution Control Officer and the Board.

Secretary Richards continued with a letter from the U. S. Army Engineers Division, South Pacific Corps of Engineers and their directive issued on April 25, 1958 re Disposal of Debris and the Products of Cleaning and Burning, copies of which are attached hereto and made part of these Minutes. Chairman Blake directed staff to reply in the name of the Board and requested that the letter and directive be included with the replies that would be made to the Associated Home Builders of the Greater Eastbay, Inc. and the Associated General Contractors of America, Inc., Central California Chapter.

Chairman Blake called on Mr. Dunn, Chairman of the Budget and Finance Committee, for his committee's report.

Mr. Dunn presented the Receipts and Disbursements statement for the month of April, 1958 and moved for approval as received. Seconded by Mr. Fries. Carried unanimously on roll call.

Mr. Dunn then presented for the Board's approval the expenses incurred by the intern from the Coro Foundation, Miss Anneke Went, in the amount of \$40.35. These were incurred on a project directly related to the District. Mr. Dunn moved for approval. Seconded by Mr. Fries. Carried on roll call.

Mr. Dunn presented Resolution No. 70 - "In the Matter of Authorizing the Execution of a Contract for Building Maintenance Service." General discussion followed. Mr. Fries moved for approval. Seconded by Mr. Dunn. Carried on roll call.

Mr. Byrd was excused at 11:30 A.M.

Chairman Blake called for an Executive Session for the consideration of personnel.

The meeting recessed until 2:00 P.M.

Chairman Blake called the meeting to order at 2:10 P.M. and asked Mr. Dunn to act as Secretary of the Board. A roll call of the Board members showed five members present and seven absent.

There being no quorum present, Chairman Blake adjourned the meeting to Thursday, June 12, 1958 at 7:00 P.M. at 1400 Mission Street, San Francisco 3, California.

The meeting adjourned at 2:15 P.M.

Respectfully submitted,

Weldon L. Richards
Secretary
Board of Directors
Bay Area Air Pollution Control
District

BAY AREA
AIR POLLUTION CONTROL DISTRICT
1450 Mission Street
San Francisco 3, California

BOARD OF DIRECTORS MEETING
AUDIENCE REGISTER

Meeting Date: June 11, 1958 at 10:00 A.M.

	Representing	Address
A. E. Merrill	Santa Clara County & City	Los Gatos
	Member Albany Council	Albany, Cal.
	Advisory Council	San Jose
H. W. Estor		Berkeley
John L. Hennessy	Assoc. Home Builders	San Francisco
C. Mack Miller	Amer. Air Filter Co.	245 Market St., S. F.
Eric A. Salo	PG & E	245 Market St., S. F.
A. W. Bruce	PG & E	San Francisco
Jack Angue	Call-Bulletin	San Francisco
Bob Jones	Call-Bulletin	Univ. of Calif.
	Bureau of Public Admin.	San Jose
W. Alwyn Turner, M.D.	Advisory Council	Associated, Calif.
Glen H. Gauder	Tidewater Oil	San Francisco
J. J. Cipriano	Standard Oil Co.	Martinez, Calif.
J. R. Hanson	Shell Oil Co.	Kentfield
L. Spencer Bodine	Hearing Board	San Francisco
William P. Jones	City of S.F.	U. of California
Frances Herring	Bur. of Public Admin.	Oleum Refinery, Rodeo
A. C. Probst	Union Oil Co.	Pittsburg Works
A. W. Georgey	Col. Gen. Steel	Oakland
A. Benckert	Oakland Tribune	

CITY OF ALBANY

COUNTY OF ALAMEDA, CALIFORNIA
1045 SOLANO AVENUE
LA 6-6116

MAYOR-Lewis M. Howell

COUNCILMEN

Jarome Blank
Edward E. Combs
William T. Donahue
Mrs. Kathe Zahn

May 19, 1958

Bay Area Air Pollution Control District
1480 Mission Street
San Francisco 3, Calif.

Gentlemen:

I heroby file a FORMAL "VOTEX" against the election of WELDON WILSON, Berkeley Councilman, to the Bay Area Air Pollution Control District. I am challenging the election on the ground that TWO INTERNAL votes were cast for RICHARDS by the City Selection Committee on May 12, 1958 in the chamber of the Board of Supervisors in Oakland.

The law is very specific pertaining to the appointment to the district board.

Paragraph 24351 of the Calif. State Health and Safety Code states:

"There shall be a separate and distinct city selection committee for each county in which the district may transact business and exercise its powers. The membership of such committees shall consist of the MAYOR of each city within such county".

P.S. The law does NOT permit any PROXY for the MAYOR.

Paragraph 24351.1 states:

"QUORUM: A majority of the members of each City Selection Committee shall constitute a quorum."

Since the 'Alameda County' City Selection Committee consists of twelve (12) MAYORS the quorum is seven (7).

Paragraph 24351.3 states:

"Meetings: Appointments to the board: The City Selection Committee shall MEET on the second Monday in May of each even-numbered year at 10 a.m. in the chambers of the Board of Supervisors of such county, for the purpose of making succeeding appointments to the District Board as prescribed in Section 24352.1".

* * * * *

This is the history of what actually took place:

Mayor HUTCHISON of Berkeley, chairman of the Alameda County Mayors' Conference appointed by LETTER Mayor Howell of Albany, Mayor La Costa of Emeryville and Mayor Redeker of Newark as a nominating committee to recommend to the Mayors' group a Director to the Air Pollution Control Board.

On May 9, 1958 said Nominating Committee UNANIMOUSLY proposed in a LETTER signed by all THREE Mayors Commissioner WALTER DAVIS of SANAM for appointment as director to the Air Pollution Control Board. Said letter was handed to Mayor Hutchison at the Mayors' Conference dinner on May 9, 58. But FOR REASONS BEST KNOWN TO HIMSELF, Mayor Hutchison IGNORED the nomination committee's recommendation and INSISTED that the Mayors did NOT need to vote THAT NIGHT but could vote on Monday, May 12, 1958 at the Board of Supervisors' chambers. (This was contrary to previous appointments where the Mayors would accept the choice of the nomination committee).

On May 12, 1958 Councilman Weldon RICHARDS at the meeting held in the chambers of the Board of Supervisors received eight votes. TWO were cast BY PROXY, which is a VIOLATION of the law.

In order to be LEGALLY elected as a director to the Air Pollution Control Board Mr. Richards needed the votes of SEVEN MAYORS OF ALAMEDA COUNTY PRESENT AT THE TIME OF THE ELECTION. This he did not get. AGAIN Mr. Hutchison blissfully IGNORED the recommendation of his OWN nominating committee when he announced the names of the candidates prior to the election.

I am qualified for a directorship on the Air Pollution Control Board. My work on smog prevention dates back to 1947. Since I was the UNANIMOUS choice of the nominating committee, naturally, I resented the manner in which Mr. Richards was appointed, and I immediately RESIGNED said appointment after I had familiarized myself with the law in question.

Legal counsel for the Air Pollution Control Board Matthew P. WALKER stated at that time through the NEWSPAPERS "that Mrs. Tahn's complaint will receive immediate attention". He further stated "that he may have a ruling in time for the advisory council meeting, but in any event would have to rule on the legality BEFORE the next meeting of the Air Pollution Control Board on June 11, 1958". (Oakland Tribune May 12, 1958 page 2)

However, on May 15, 1958 Mr. Walker did change his tune and in a telephone conversation to me stated: "that he is employed by your Board as its legal counsel; that he was responsible ONLY to the Board and would give an opinion on the LEGALITY of the appointments of Weldon Richards to the Board ONLY "IF and WHEN the Board asked for it".

He further informed me "the Alameda County clerk has issued a certificate of election for Richards, and IF anything illegal had occurred, the County Clerk SHOULD HAVE CHALLENGED IT".

You, gentlemen, KNOW of course that the County Clerk has NO JURISDICTION in district affairs, so Mr. Walker IS JUST PASSING THE DUCK SINCE IT IS A VERY HOT POTATO.

Since your District is a TAX RAISING agency and the LEGALITY of ALL board decisions in which Mr. Richards participates presently is UNCERTAIN (to put it mildly) UNTIL the question of his appointment is settled, I request that you instruct your legal counsel Mr. Walker to give a RULING in this matter.

I am making this request not ONLY as the UNANIMOUS choice of the Dominant Committee of the Alameda County Superior Conference for the District on your Board — — — but as a TAXPAYER of Alameda County as well

Very truly yours,

/s/ Mrs. K. S. Zahn
Mrs. K. S. Zahn
Member of the Albany City Council

ASSOCIATED HOME BUILDERS
of the Greater Eastbay, Incorporated

Claremont Hotel
Berkeley 5, California
Telephone 841-1111

May 27, 1958

To the Honorable Board of Directors
BAY AREA AIR POLLUTION CONTROL DISTRICT
1150 Mission Street
San Francisco 3, California

Gentlemen:

Now that sufficient time has elapsed in which to observe the effects of your April 1, 1958 ban on open burning the Associated Home Builders of the Greater Eastbay, Inc., in the light of the facts respectfully requests that the Bay Area Air Pollution Control District immediately revise its regulations to permit the open burning of brush, trees, building and other waste materials created as an incidence to the clearance and development of land for subdivision purposes or resulting from construction activities, with the provision that no such fires be set except with approval of a fire official having jurisdiction in the performance of his official duty, and further provided that they not be set on those relatively few days in the year when your staff officially declares that smog conditions prevail.

The Associated Home Builders of the Greater Eastbay, Inc., further respectfully requests that, if required by law, an early public hearing be scheduled to hear not only this petition but those of any other groups who may be similarly affected. It is further requested that the revised regulations be adopted as an emergency measure.

In advance of this petition the Associated Home Builders of the Greater Eastbay cited the following facts which it will be happy to amplify should your Board desire:

1. The effect of smog on public health has never been established.
2. There has been no decrease in smog damage to agriculture by the ban on open burning.
3. On March 5, 1958, at a meeting of your Board the Air Pollution Control Officer, Mr. Benjamin Linsky, stated that the amount of air pollutants contributed by open burning was substantial but immeasurable. (If it is immeasurable it cannot be substantial).

May 27, 1958

4. While open burning was stopped on April 1, 1958, on May 14, 1958, Mr. John Yocom, Technical Director of your District, stated that smog conditions on May 14, 1958, were bad, citing the fact that it was not possible to see the Berkeley Hills as he crossed from San Francisco to participate in a panel with the writer on the subject, "The Effect of the Ban on Open Burning", at a meeting of the Northern California Public Health Association, confirming our findings that open burning has had little if anything to do with smog conditions.
5. The principal air pollutants that cause smog and that have damaged agricultural crops in the area are the ozonated hydrocarbons and ethylene gases. Both of these are almost completely derived from the combustion of gasoline and diesel fuels with a relatively small quantity coming from a few chemical industries.

In the light of the above the Associated Home Builders of the Greater Eastbay, Inc., believes that a continuance of the ban on open burning of brush, trees and waste construction materials is arbitrary and unwarranted. It is directly draining upwards of \$5,000,000 annually from Bay Area productive capacity, an amount that is equivalent to over \$50,000,000 annually to the economy of the area.

It is respectfully submitted that the people of the San Francisco Bay Area can no longer afford the luxury of rules and regulations that siphon off such vast annual sums from their economy, particularly when it is now clearly demonstrated that these rules and regulations contribute little, if anything, to eradicating the conditions they are purported to eradicate.

The Associated Home Builders is the first to admit that smog conditions prevail in the area from time to time and that burning at these times could constitute a nuisance (as that term is used in its broadest sense). It also recognizes that burning during periods of high winds is hazardous and to be prohibited. However, the Associated Home Builders is also realistic enough to realize that the number of these days in the year are few and that it is possible on most days to conduct open burning as requested herein without in any way creating a nuisance or hazard or adding to the smog that is largely the result of gasoline and diesel combustion in automobiles, buses and trucks.

Specifically, then, the Associated Home Builders of the Greater Eastbay requests that a reasonable regulation be adopted that will permit open burning after approval by the appropriate fire department official and during those days when smog conditions are not prevalent as determined by your staff.

Respectfully submitted
ASSOCIATED HOME BUILDERS OF
THE GREATER EASTBAY, INC.

(S) John I. Hennessy
JOHN I. HENNESSY
Executive Vice President

CENTRAL CALIFORNIA CHAPTER
THE ASSOCIATED GENERAL CONTRACTORS
OF AMERICA, INC.

650 Battery Street - San Francisco 11

YUkon 6-5909

June 10, 1958

To The Board of Directors
Bay Area Air Pollution Control District
1400 Mission Street
San Francisco 3, California

Gentlemen:

We respectfully request permission to appear before your Board on Wednesday, June 11, 1958, to present the position of the members of the Central California Chapter, Associated General Contractors of America, Inc., regarding the current rules and regulations which effect the open burning of debris, primarily in connection with construction of commercial, industrial, and public works building projects.

The undersigned will appear before your Board for such report.

Very truly yours,

/s/ Fred Pierson

Fred Pierson
Field Representative

FF:jl

PACIFIC BORDERS OF ENGINEERS
430 Sansome Street
San Francisco 11, California

Refer to File No.
SPDVT 828 (SF Bay) 2F

May 13, 1958

Mr. Benjamin Linsky
Bay Area Air Pollution District
Control Officer
1450 Mission Street
San Francisco 3, California

Dear Mr. Linsky:

As you know, the U.S. Army Corps of Engineers has been making every effort to comply with the Bay Area Air Pollution Control requirements. In this connection I thought you would be interested in recent developments.

The San Francisco District will, this week, issue "Invitations to Bid" on a construction contract for the new incinerator. This incinerator will be built at our Base Yard in Sausalito. Specifications call for it to have a capacity of three-tons per hour. Upon completion the debris, which we sweep from San Francisco Bay for the safety of harbor navigation, can then be disposed of without open burning.

The construction activities of the Army Engineers include the entire State of California. All such construction is accomplished through competitive bidding by the Construction Industry.

It has been noted that, in addition to the area of your office, several other California Counties either already have smog control ordinances, or are developing such ordinances.

To provide uniform operations by all contractors working on Army Engineers jobs, this office has issued a directive which will be incorporated in the specifications of future construction contracts. Listed as a "Special Condition", the paragraph reads:

"Burning Rubbish and Debris. Open burning of rubbish, debris, and other combustibles will be permitted only when and/or to the extent or in a manner not in conflict with the requirements of any local air pollution or smog control district."

Enclosed, for your information, is a copy of our circular, No. 58-75 dated 25 April 1958, to which I refer.

Sincerely yours,
(S) O.H. Robinson
O.H. ROBINSON
Colonel, CE
Executive

1 Incl.
Circular 58-75

U.S. DEPARTMENT OF THE ARMY
HEADQUARTERS
WASHINGTON, D.C. 20315

ATTENTION NO. 59-70
DAG (37-4) 54-115
DAG-1
DAG-1h
DAG-1L

25 April 1968

Disposal of Debris and the products of Cleaning and Burning

1. Application: This circular is directive to districts.

Purpose: The purpose of this circular is to establish a uniform policy relative to specifying the burning of debris and the products of site clearing in areas subject to the regulations and requirements of air pollution and smog control districts.

General: Several air pollution and smog control districts have been organized under state law within this division and ordinances and regulations have been enacted which limit or prohibit the local burning of debris, trash, and waste. It is the desire of the Division Engineer that the product of the Corps of Engineers' work comply with such ordinances and regulations and that the contract specifications be written accordingly.

Requirements: Contract specifications for work in areas subject to restrictions on burning shall be prepared as follows:

a. Add a Special Conditions paragraph as follows:

"GC _____, Burning Debris and Debris. Open burning of debris, debris, and other combustibles will be permitted only when and/or to the extent or in a manner not in conflict with the requirements of any local air pollution or smog control district. Reference is made to General Conditions paragraph GC-14, Cleaning up".

b. The requirements of the Technical Provisions shall provide for disposal of the products of site clearing and other refuse without conflicting with any nonburning requirements of the local air pollution or smog control district. When applicable, the disposal by burning clause from OGC Guide Specifications shall be modified as may be necessary if

BAY AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS SPECIAL AND REGULAR MEETING
MINUTES

Wednesday
June 25, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Chairman Blake called the meeting to order at 10:00 A.M., where they present the following:

William G. Gross, Arthur E. Ayra, Francis Dunn, Jack O. Pries, William Gross, Ivan T. Goyak, Arthur Kanzer, Jr., Clarissa Marshall McMahon, Alberto E. Merrill, Martin A. Poss, and Nelson L. Richards.

Staff Members Present: Benjamin Linsky, Patrick J. Moran, Matthew S. Walker, Margaret Klausner, and Pauline A. Dea.

Minutes of the meeting of June 11th and 12th, 1958 meetings were approved. Seconded by Mr. Richards. Carried.

The Chairman of the Advisory Council Selection Committee, reported that Mr. Frederick L. McNeillan, reappointed to the Advisory Council at the last meeting, regretted he would be unable to serve during the summer months. A vacancy will have to be filled by a representative of that group. Mrs. McMahon suggested that during her absence the Chairman of the Board may wish to appoint an acting Chairman of the Committee to handle this matter. A general discussion followed, and it was the consensus of the Board this matter could be deferred until Mrs. McMahon's return. Mr. Ayra will recommend selections for consideration by the Committee to fill this vacancy.

Chairman Blake presented the matter of the new positions, as requested by the District, he discussed at this time due to the fact that he had to leave for a meeting in Sacramento. Chairman Blake called upon Mr. Linsky to present this matter. Mr. Linsky referred the Board to the report in their folders which set forth current positions, job specifications, and the new structure in relationship to the District's program. He amplified the duties and responsibilities of the Personnel and requested authorization to set up an engineering, accounting, laboratory

BUREAU OF PUBLIC UTILITIES

JUL 1 1958

OFFICE OF THE CHAIRMAN

technician (air monitoring), and technician clerk for the air sampling and meteorological group. Following detailed discussion Mr. Richards moved the District be authorized to employ an engineering assistant, laboratory technician-air monitoring, and a technician clerk. Seconded by Mr. Russ. Unanimously carried on roll call.

Mr. Liney next outlined the duties of the laboratory technician (source testing) and his part in the District's program. A general discussion ensued following which Mr. Liney moved the District be authorized to employ a laboratory technician for source testing. Seconded by Mr. Byrd. Unanimously carried on roll call.

Mr. Jimmy Dean presented a job specification for Director of Public Information and education and explained the need for additional public information and education. Mr. Richards moved the District be authorized to employ a Director of Public Information. Seconded by Mr. Byrd. Unanimously carried on roll call.

Mr. Liney requested authorization to employ two general clerk-stenographers as of July 1, 1950, and September 1, 1950, respectively. Mr. McMahon moved the employment of one general clerk-stenographer as of July 1, 1950, and the employment of the second clerk-stenographer deferred until a later date. Seconded by Mr. Goyas. Unanimously carried on roll call.

At this point Mr. Goyas requested clarification regarding election of Officers at this meeting. Mr. Walker, District Counsel, stated this meeting was a special meeting called for all purposes of the regular July meeting. He stated further that the District's Administrative Code provided "Officers shall be elected at the first meeting of each fiscal year by the Board of Directors."

Mr. Walker, District Counsel, further called the Board's attention to the opinion rendered by the Attorney General's office re Board members appointed in 1947 election. Conditions which Board members were subsequently defeated and/or did not run for reelection. The Opinion was summarized by the Attorney General as follows: "The individual was a member of the governing board until his successor was appointed and qualified."

Mr. Goyas inquired if Mr. Richards would be willing to serve as Chairman of the Board. Mr. Richards replied that due to the time consuming nature of his professional and other duties he found it necessary to decline the honor and he expressed his appreciation for this consideration.

Mr. McMahon stated it was the feeling of the Board that when Mr. Goyas was elected Vice-Chairman last year he would serve the coming year as Chairman of the Board up until such time as he would resign. Mr. Goyas replied that in view of the Attorney General's opinion he would like very much to finish out his term of two additional years providing the Board of Supervisors of Contra Costa County permitted him to do so but that under the present

Mr. Linsky also felt he must decline the Chairmanship of the Board but with the possibility of remaining as a Board Member after January, 1970.

Mr. Blake called for further consideration of personnel.

Mr. Linsky briefly outlined the duties of a Utility Man stating this position would release higher paid personnel for more important work. Following a general discussion Mr. Dunn moved the District be authorized to employ a Utility Man. Seconded by Mr. Ross. Carried by majority vote on roll call as follows:

AYES: BYRD, DUNN, GOYAK, KANZEE, MERRILL, POSS, AND BLAKE.

NOES: FRIS, GROSS, McMAHON, AND RICHARDS.

ABSENT: LISA MAGGIONE.

Mr. Dunn moved that the position of Technical Assistant-Enforcement be deferred until a later date. Seconded by Mr. Fris. Unanimously carried on roll call.

Mr. Blake thanked Mr. Richards at 10:45 a.m. and asked Mr. Byrd to act as Secretary of the Board.

Mr. Blake called on the Air Pollution Control Officer for a progress report.

Mr. Linsky's report included a briefing on the meeting of the American College of Chest Physicians which was held at the Fairmont Hotel, San Francisco, June 20th, 1970. He summarized the medical research report presented which indicated increased general correlation between air pollution and lung diseases, although specific relationships are not yet established. Mr. Linsky also informed the Board that he had met with the Berkeley City Council and had an opportunity to commend them on their excellent work with regard to disposal of wastes. He suggested similar meetings be held with other city councils in the District which would afford him the opportunity of discussing individual problems, clarify the District's program, and cement relations with the community. Mr. Linsky advised the Board that the District had now formalized a Personnel Committee for the purpose of interviewing applicants for professional and clerical positions with the District. He advised the Board that the District was continuing its work with the Water Pollution Board regarding study of Conditon Point and that a meeting was to be held on June 23rd, 1970, with the Water Pollution Board and interested parties at which the District would present its findings.

Mr. Linsky referred the Board Members to the two page questionnaires attached

to the presentation submitted to the Board of Directors on April 16th, 1958. Mr. Lynd moved that the questions be discussed with their respective boards of supervisors and City Councils and included on the agenda of the next regular Board of Directors meeting. Seconded by Mr. Price.

Mr. Walker, District Council, reported on the Tins case one which was heard in the Superior Court, and on which a 14 day preliminary injunction was granted the district. Chairman Blake thanked Mr. Walker for his presentation and informed the members that the City and County of San Francisco Ordinance prohibiting open burning was in its final stages. Mrs. Jackson stated that the Ordinance was being thoroughly checked to ascertain its constitutionality. It was expected to be ready in about two weeks and that ordinance case would follow through with the district.

Chairman Blake called for new business, and clarification of policy on Administrative expenses. Mr. Linsky informed the Board of Directors that on certain Administrative expense items the district could either get specific approval from the Board for expenditures incurred or review and approve the Administrative Code in relation to these expenses. Following discussion, Mr. Dunn moved the approval of payment of expenditures incurred for the District meetings held at the district office for various groups and committees staff personnel. Mr. Linsky seconded. Unanimously carried. Mrs. Jackson moved that a policy be established in regard to such expenditures and the matter referred to the Executive Committee for study and recommendation to the Board. Mr. Price seconded. Unanimously carried.

Mr. Dunn moved and presented resolution No. 11 - in the matter of authorizing payment from General Salary Account of termination pay equivalent to the termination in General Salary for annual leave. General discussion followed. Mr. Lynd moved for approval. Mr. Price seconded. Unanimously carried on roll call.

Mr. Dunn presented the matter of continuing the contract with Greater Alameda County Public Relations Services. Mr. Linsky recommended an increase from \$100 to \$150 per month because of increased work load. Mr. Dunn moved resolution No. 7B titled "In the matter of authorizing the execution of an Agreement with Greater Alameda County for Public Information Services." Following discussion Mr. Price moved for approval. Seconded by Mr. Dunn. Unanimously carried on roll call.

Mr. Linsky expressed his and the staff's appreciation to the Board of Directors for their help in the accomplishments of the past year and in providing the necessary tools to continue the District's program.

Chairman Blake called for election of officers for the Board of Directors for the fiscal year 1958-1959.

Mrs. Jackson requested clarification re rotation of Chairmanship of the

Board among the six counties and asked Mr. Gilder, District Council, for an opinion, prior to nominating a Chairman. Mr. Walker referred to the Administrative Code, Section 2.6 reading as follows: "It is the intent that the tenure of the officers of the District shall, insofar as may be feasible, be rotated among the counties constituting the District so as to insure a participation in the affairs of the District from as wide a representation as may be possible. No city or county representative from a county shall succeed to an office immediately previously held by a representative of that county."

The following officers were then elected:

Chairman of the Board	-	William Gness
Vice-Chairman	" "	- Sam Della Maggiore
Secretary	" "	- Andrew C. Byrd

Mr. Dunn moved the effective date for change of officers be set as July 1, 1958. Seconded by Mr. Geyak. Unanimously carried on roll call.

Mrs. McMahon thanked the retiring officers and complimented them on the excellent work done on behalf of the District and moved that a resolution of appreciation be prepared by the Staff commending the retiring officers on the excellent job they have done. Seconded by Mr. Dunn. Unanimously carried. (Resolution No. 79.)

There being no further business, Chairman Blake adjourned the meeting to August 6th, 1958, 10:00 A.M., at the District's Offices, 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:25 P.M.

Respectfully submitted,

Weldon L. Richards
Secretary

Andrew C. Byrd
Acting Secretary

MLK:f
July 14, 1958

BAY AREA
AIR POLLUTION CONTROL DISTRICT
1180 Mission Street
San Francisco 3, California

BOARD OF DIRECTORS SPECIAL AND REGULAR MEETING
AUDIENCE REGISTRE

Meeting Date: June 25, 1958 at 10:00 A.M.

	<u>Representing</u>	<u>Address</u>
R. W. Charfor	Advisory Council	San Jose
L. G. Hanson	PG & E Co.	1025 Clay St., Oakland
J. Diffley	Citizen	San Rafael
H. L. work	Std. Oil Co. of Calif.	Richmond
Pierce	Call-Bulletin	San Francisco
P. Ion	Controller - City & Co.	
	of S. F.	City Hall, San Francisco
W. W. Harrison	Bur. of Public Admin.	U. of California
H. H. Warner	Tidewater Oil	Associated, Calif.
Hean Martin	City & County of S.F.	San Francisco

SAY 285M AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
August 6, 1958
3:00 PM

1450 Mission Street
San Francisco 3,
California

Chairman Jones called the meeting to order at 3:00 PM. Those being present
the following:

William C. Blake, Sam Della Maggiore, Francis Gunn,
Jack O. Fries, William Gross, Arthur Kanze, Jr.,
Alberto E. Merrill, Martin A. Ross, and Weldon L.
Richards.

Board Members Absent: Andrew C. Byrd, Ivan T. Goyak, and
Mrs. Clarissa Shortall McMahon.

Staff Members Present: Patrick J. Loran, John E. Toca, William
Walker, Margaret Klausner, and Pauline A. Dee.

In the absence of Secretary Byrd, Chairman Jones asked Director Richards to
act as secretary of the meeting.

Mr. Blake moved the Minutes of the June 13, 1958 meeting be approved as
received. Seconded by Mr. Kanze. Carried.

Chairman Gross introduced Mrs. Silena Russell and Mrs. Jessie Miller, members
of the San Mateo County Grand Jury, welcomed them to the District and ex-
tended them an invitation to visit the District's facilities.

Chairman Jones recommended that the Directors set aside one day a month for
committee meetings, - specifically the third Wednesday of each month. Fol-
lowing a general discussion it was the consensus of the Board that the
Chairman of each committee call committee meetings at the convenience of the
committee members.

Chairman Gross advised the Board that committee appointments had been made
for 1958-1959 and called upon Secretary Richards to read them.

Secretary Richards read as follows:

Advisory Council Selection Committee

Andrew C. Byrd, Chairman
Jack O. Fries
Ivan T. Goyak

Clarissa S. McMahon
Alberto E. Merrill
Weldon L. Richards

BUREAU OF PUBLIC ADMINISTRATION
UNIVERSITY OF CALIFORNIA

JUN 6 1961

UNIVERSITY OF CALIFORNIA

General Committee

Charles S. Johnson, Chairman
Lana T. Gresh
Arthur Kozee, Jr.

Alberto G. Herrero
William L. Richards

Executive Committee

William Gross, Chairman
William C. Blake
Andrew C. Byrd
Sam Della Maggione

Francis Dunn
Jack O. Fries
Martin A. Posa

Technical Committee

Arthur Kozee, Jr., Chairman
William C. Blake
Sam Della Maggione

Francis Dunn
Martin A. Posa

In the absence of William Gresh, Air Pollution Control Officer, William Gross asked Mr. Moran, Executive Secretary, to present the District's progress report. Mr. Moran stated the progress report would be presented shortly by him and Mr. Sam Posa, Director of Technical Services, and then called upon Mr. Yocom to present the Technical Division activities.

Mr. Yocom reported on the Camillestick Cove Survey and stated the District in cooperation with the Air Pollution Control Board had surveyed the area and completed a written report of its findings to the Directors. Following a general discussion it was the consensus of the Board that the Air Pollution Control Officer confer with the Regional Air Pollution Control Board, the State Division of Highways and other interested parties and report at the September 3rd, 1953 Board meeting the steps which have been taken and can be taken to eliminate this odor nuisance.

Mr. Yocom next reported on compliance with Regulation No. 1. He stated that during the past few weeks five San Francisco dump operators were brought to the District's offices for conferences and warnings. One operator, Flare Crane Service, Inc., had not heeded the warning and had been cited to appear before the Hearing Board August 14th, 1953. Mr. Yocom further stated that other trouble spots were the South San Mateo Garbage and refuse District disposal area, and the Pittsburg dump. The District will continue to keep these under surveillance.

The Board inquired regarding compliance of government installations in the Bay Area. Mr. Yocom informed them that the Corps of Engineers, U. S. Army, San Francisco, has contracted to build an incinerator to handle the debris from the Bay and that the Alameda Air Station had signed a contract to handle its refuse disposal. After general discussion it was the consensus of the Board that stringent action should be taken regarding violations of Regulation No. 1. It was recommended that a letter be prepared, with the approval of the District Council, for transmittal to anyone making inquiry for aid in complying with Regulation No. 1, setting forth suggested improvements in facilities and methods insofar as the law permits. Mr. Yocom continued, there were two counties with study committees working on long range disposal plans, namely, Contra Costa and Marin Counties. He further stated there was

indication of similar action in Santa Clara County but this was not confirmed.

William Dunn called upon Mr. Walker, District Counsel, for a report on the District's litigation. Mr. Walker informed the Board that a permanent injunction had been granted in the Tina areas case before the Superior Court of the City and County of San Francisco and that Tina areas had been cited for contempt of court, - this matter having been set for August 13, 1959.

Mr. Walker further reported that the Flora Crane Service, Inc., in the Hunters Point area, had repeatedly failed to comply with Regulation No. 1. The District therefore has cited Flora Crane Service, Inc. to appear before the Hearing Board August 13, 1959.

At this point a general discussion ensued and the Board recommended that the District staff continue procedure to be set up as a committee on "enforcement files" in order to keep these incidents and violations the memory of all the violators to appear before the Hearing Board.

Mr. Dunn reported that prior to the convening of the State Legislature January next the Executive Committee meet for the purpose of discussing amendments to the District's law in order to give it authority in the section on local ordinances. Chairman Dunn asked the members of the Executive Committee to set aside Wednesday, August 19th, 1959, for a meeting to discuss bills and other administrative matters.

Mr. Dunn outlined the District's development on Regulation No. 2 in three broad categories - engineering data, toxicology, and air measurements. Following Mr. Dunn's presentation it was the consensus of the Board that the Air Pollution Control Officer provide the Board members at the September 1st, 1959 meeting with information on the time table of the work, with reference to Regulation No. 2 and all related data so that the Board members can be informed in advance and intelligently survey this information in their respective counties. It was further requested that the Board be supplied with all minutes of the meetings of the Advisory Council and Advisory Council Committee meetings.

Mr. Dunn recommended that all requests for information and recommendations on air pollution problems relating to the District's regulations be catalogued for future reference in order to aid in solving related problems.

Mr. Moran, executive secretary, reported on the signature of the District's contract with Santa Clara County as of June 30, 1959 and stated that Santa Clara County will continue oxidant sampling.

Mr. Moran presented Resolution No. 80 - "In the Matter of Transferring Funds from Unappropriated Surplus for Fiscal Year 1959-1960 to Reserve for Adjustments." Following the reading of Resolution No. 80, Mr. Moran moved for approval. Resolved by Mr. Moran. Unanimously carried on roll call.

Mr. Moran requested authorization for Mr. Benjamin Linkey to attend a meeting of the National Advisory Council Committee on Community Air Pollution to be

held in Washington, D. C. on August 28th and 29th, 1956. Mr. Lamb moved for approval. Mr. Richards seconded. Unanimously carried.

Mr. Lamb informed the Board that at the County Supervisors Association of California meeting held in Alameda, a resolution was passed to set up a Pollution Control Committee which will work with the District.

Chairman Lamb called an executive session for communications. Secretary Richards read the following communications: (1) Letter from the San Mateo County Board of Supervisors dated July 2nd, 1956 requesting information as to methods of control and recommendation for possible removal of odors in the vicinity of Highway 99 near Emeryville; (2) Letter from a certain source, former Director of the Board, dated July 10th, 1956, expressing sincere thanks for friendly and helpful services in resolution No. 178-1; (3) Letter from S. W. Kellogg, Attorney at Law, dated July 21st, 1956, written on behalf of Island Brewery Distilling Company, Alameda, California, offering its facilities to breeding industry and others for receiving sanitation debris and other non-stressable refuse by trucks; and (4) Resolution No. 178-1 from the Town of Emeryville, regarding offensive odors emanating from Petroleum Tiller Company, requesting Air Pollution Control Officer to investigate and directing the Emeryville Officers and employees to cooperate in efforts to eliminate said odors.

The Board directed the District staff to acknowledge the letters in the name of the Board and to inform the Mayor and City Council of Emeryville the steps the District has taken and future action planned to eliminate this nuisance. Previous instructions had been given the staff regarding the Commission Love Survey the subject of the letter from the San Mateo County Board of Supervisors.

The matter of the Planning Questionnaire submitted to the Board in April was discussed and concern was evinced as to the propriety of questions included therein. It was the consensus of the Board that this matter be continued to the next Board meeting.

There being no further business, Chairman Lamb adjourned the meeting to September 3rd, 1956, 10:00 A.M. at the District's offices, 1400 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:10 P.M.

Respectfully submitted,

Heldon L. Richards
Acting Secretary
Board of Directors

Ksf
8/11/58

Bay Area
AIR POLLUTION CONTROL DISTRICT
1480 Mission Street
San Francisco 3, California
Klondike 2-1300

BOARD OF DIRECTORS REGULAR MEETING

AUDIENCE REGISTER

Meeting Date: August 6, 1958 at 10:00 A.M.

<u>Name</u>	<u>Representing</u>	<u>Address</u>
J. H. Easthagen	Cal. Research	Richmond
Frances W. Herring	Bur. of Public Administration	Berkeley
J. O. Ciprico	Standard Oil Company	San Francisco
Dorothy E. Ellis	Vern W. Tenney, 12th N. D.	D.P.W., 1745 E.D. San Bruno
L. G. Dawson	Pac. Gas & Elect. Co.	1625 Clay St., Oakland
E. T. Mize	Tidewater Oil	Avon
Frank M. King	San L. Mfrs. Assn.	858 E 14th, San Leandro
F. L. Treanor	San Leandro, C.M.A.	800 Davis Street
J. R. Hanson	Shell Oil Co.	Martinez
D. R. Cronin	U. S. Steel	Pittsburg
Benn Martin	D.P.W., City and County of San Francisco	San Francisco
Peter Pon	Controller's Office	City Hall, S.F.
C. R. Morrell	Bethlehem Steel	So. San Francisco
Aileen Budacoff	San Mateo County Grand Jury	Daly City
Jessie D. Adler	San Mateo County Grand Jury	So. San Francisco
Donald G. Probat	Union Oil Co.	Oleum Refy., Rhodes
W. Elwyn Turner, M.D.	Advisory Council	San Jose

SAC AREA AIR POLLUTION CONTROL DISTRICT
BOARD OF DIRECTORS MEETING
MINUTES

Wednesday
September 3, 1958
10:00 A. M.

1480 Mission Street
San Francisco 3,
California

Chairman Gross called the meeting to order at 10:00 A.M., there being present the following:

William G. Blake, Andrew C. Byrd, Sam Della Maggiora,
Francis Dunn, Jack O. Fries, Ivan T. Goyak, William
Gross, Arthur Kannee, Jr., Clarissa Shartall McMahon,
Alberto H. Merrill, and Weldon L. Richards.

Honorary Member Absent: Martin A. Ross.

Staff Members Present: Benjamin Linsky, Patrick J. Moran, John E.
Yocum, Matthew S. Walker, Margaret Klausner,
and Pauline A. Bee.

Mr. Fries moved the Minutes of the August 6, 1958 meeting be approved as received. Seconded by Mr. Della Maggiora. Carried.

Mr. McMahon, Chairman of the Budget and Finance Committee, presented the District's Receipts and Disbursements Statements for the months of May and June, 1958. Mr. Fries moved for approval. Mr. Goyak seconded. Carried unanimously on roll call.

Chairman Gross introduced the Honorable Leigh S. Shoemaker, Supervisor, Second District, Contra Costa County, and extended an invitation to visit the District's facilities during his stay.

Chairman Gross requested Mr. Walker, District Counsel, to present the recommendations of the Executive Committee. Mr. Walker stated that at an Executive Committee meeting held on August 20, 1958, the following recommendations were adopted for presentation to the Board for their approval:

1. When a member of the Staff is directed by the Air Pollution Control Officer or his designee to attend or participate in an authorized luncheon or dinner meeting or conference as an official representative of the District, he will be reimbursed for such meal. Staff members attending meetings shall not exceed two in number except that when more than two Staff members attend meetings the Control Officer must approve such attendance personally. Expenses for this purpose shall not exceed \$100.00 per month which the Controller is authorized to pay.

After discussion Mr. Fries moved for approval. Mr. Blake seconded. Carried by the following vote:

AYES: Blake, Byrd, Fries, Goyak, Gross, Kansee, and Merrill.
NOES: Della Maggiore, McMahon, and Richards.
ABSENT: Dunn and Posa.

The second recommendation by the Executive Committee was: That the Control Officer submit a monthly report to the Board of Directors of all expenses incurred by the District Staff for such meals. Mr. Fries moved for approval. Mr. Kansee seconded. Carried unanimously on roll call.

The third recommendation by the Executive Committee was: That when a member of the Staff is requested to work overtime more than two hours after the end of his normal work day, he will be reimbursed for his meal, not to exceed \$2.00. Detailed discussion followed. Mr. Goyak moved the matter be referred back to the Executive Committee for further study and consideration. Mr. Della Maggiore seconded. Carried.

Mr. Walker then presented a ruling from the Attorney General to the effect that reimbursement for meals for members of Boards of Directors were justified if the meetings extended into the meal hours and if such members could not conveniently go to their own place of residence for meals.

Mr. Walker next presented a request for an expression of policy from the Board in regard to authorizing payment of lunches for qualified personnel (Health Officers, Managers, Scientists, et al) brought to the District Office for meetings on District business at the request of the District when these meetings begin in the morning and continue into the afternoon. Mr. Walker then read Resolution No. 81 - "In the Matter of Expressing the Intention of the Board of Directors as to Expenses and Reimbursements for Meals Incurred by Directors, District Staff and Others."

Following discussion, it was the consensus of the Board that these lunches should be paid by the District but should be carefully scheduled at the discretion of the Control Officer. Mr. Merrill moved for adoption. Mr. Kansee seconded. Carried by the following vote:

AYES: Blake, Fries, Goyak, Kansee, Merrill, Byrd, and Gross.
NOES: Della Maggiore, McMahon, and Richards.
ABSENT: Dunn and Posa.

Mr. Walker next directed the Board's attention to proposed amendments to Chapter 2.3, Division 20, Health and Safety Code. The Executive Committee recommended that each member of the District Board discuss these proposed amendments with his respective Board or Council prior to subsequent discussion by the full Board of Directors. This would enable the Board to take necessary action on these proposed amendments prior to the convening of the State Legislature in January, 1959.

Mr. Goyak requested these proposed amendments be submitted to the Advisory Council for study and consideration. Chairman Gross so directed Staff.

Mr. Walker read Resolution No. 82 - "A Resolution of the Hearing Board of the Bay Area Air Pollution Control District." Mr. Hall moved for adoption. Mr. Gayak seconded. Carried unanimously on roll call.

Mr. Lamm arrived at 11:30 A.M.

Chairman Green called on Mr. Lindsay, Air Pollution Control Officer, for his report.

Mr. Lindsay opened his report with the San Francisco Cove odor problem on which the District had worked in conjunction with the State Regional Water Pollution Control Board. He stated that the three contributors were placed under restrictions by the State Regional Water Pollution Control Board on August 21, 1958. Standards of performance were established for the three sources and a reporting date of September 15, 1958 for progress reports was set by the Regional Water Pollution Control Board. The Staff of the District is keeping in close touch with the entire problem.

Mr. Lindsay continued, the primary activities of the Technical Division have been directed toward the dissemination and compilation of information for Regulation No. 2. Meetings during the month of August were held with various air polluters and the Commissioners of the Advisory Council to gather all available data for the forthcoming regulations. A joint committee meeting of the Advisory Council was being held this afternoon. The emphasis was on a source evaluation program which included an industrial questionnaire, plant visits, field tests of source emissions, air quality determination of area-wide pollution, a study of visibility records, and laboratory work to obtain information as to physical and chemical properties of pollutants.

Mr. Lindsay next presented a proposed schedule of District meetings for September, October, and November, 1958 with respect to Regulation No. 2 and October 8, 1958 was recommended as the date to commence Public Hearings. General discussion followed. Mr. Gayak recommended the District utilize the Advisory Council for all information they can possibly present pertaining to information submitted in the proposed regulation and the time table for Public Hearings. He recommended that the basic information on the regulation be given to the public, specifically industries concerned, before Public Hearings are held.

Mr. Lindsay recommended and the Board approved that the Control Officer request the Advisory Council to review all data and information available to date on Regulation No. 2 and report to the Board of Directors and the Air Pollution Control Officer.

It was the consensus of the Board that a proposed date of November 13, 1958 for continued Public Hearing to consider a draft of a Regulation would not allow sufficient time for the industries, communities and all others concerned to digest the data presented at the October Public Hearings.

Chairman Green called on District Council to read Resolution No. 83 - "In the Matter of Setting a Public Hearing on a Second Regulation of the Bay Area Air

"Air Pollution Control District." Mr. Dunn moved for adoption. Mr. Korman seconded. Carried unanimously on roll call.

October 8, 1958 was set for the first Public Hearing on Regulation No. 1 and the Board directed the Executive Secretary to serve legal notice of intent to hold the hearing.

Mr. Linsky next introduced Mr. Chatham H. Forbes, the District's Director of Public Information and Education. Mr. Forbes graduated from Stanford University and for the past ten years has held executive positions with health and safety organizations in California in the public information and education field.

Mr. Linsky continued with a review of his attendance at meetings in Portland, Joe Ingalls, and Cincinnati, Ohio, where the National Advisory Committee on Community Air Pollution met. He informed the Board that the first meeting of the Air Pollution Control Committee of the County Supervisors' Association of California will be held in Alameda on September 24, 25, and 26, 1958. Mr. Linsky is serving as an Advisory Council to the Committee and requested that he be directed to attend. Mr. Wright moved the Air Pollution Control Officer be directed to attend the County Supervisors' Convention. Mr. Blake seconded. Carried unanimously on roll call.

Mr. Richards was excused at 12:00 Noon.

Mr. Ellis Margerson presented photos taken of the open burning at the Alvise dump and requested investigation be made by the District of the violation with necessary action taken and a report made to the Board at the next regular meeting.

Mrs. Hollahan was excused at 12:05 P.M.

Mr. Blake brought up the matter of odorous gases in the Islais Creek area and asked the District to investigate the situation and determine what action has been taken by the City government and report findings to the Board at the next regular meeting.

Mr. Linsky concluded by stating that it would be most helpful to the District if the Board members would request tighter local ordinances and enforcement on open burning and dump operating practices from their respective Cities and Counties.

Chairman Chase recognized Mr. Frank Annibale, City Attorney, City of Alameda. Mr. Annibale outlined in detail the difficulties the City of Alameda is encountering in complying with the District's Regulation No. 1. He stated the City of Alameda was rapidly filling available area at tremendous cost and requested modification of the Regulation. He continued, that the City of Alameda has complied and will continue to comply with all regulations of the District but strongly urged the Board for modification to alleviate the present tight economic situation created by Regulation No. 1. General detailed discussion followed.

The Board directed the Control Officer to investigate the City of Alameda's complaint either by personally meeting with the City Council or by letter addressed to the County Health Officer of Alameda County and report back to the Board the conditions existing in the City of Alameda and other areas in the District. It was further suggested that the District make available to the City of Alameda representatives, the Minutes of the Public Hearings held on Regulation No. 1 for clarification of said Regulation.

Chairman Gross called on Secretary Byrd to read the communications. Secretary Byrd read the following communications - (1) Letter dated August 9, 1958 from H. S. Waller, City Manager, City of Alameda, enclosing Resolution No. 5811 approving present Day Area Hearing Room and requesting modification of Regulation No. 11. (2) Letter dated August 12, 1958 from Alameda Chapter of Commerce in opposition to present Day Hearing Room. The Board had previously instructed the District on this matter; (3) Letter dated August 14, 1958 from Scott D. Callahan, Attorney, written on behalf of Leland Property Contracting Company, regarding his letters of March 6, 1958 and July 21, 1958 and quoting an estimated price of \$1.00 per yard truck measurement for removal of debris and refuse. The Board instructed the District to acknowledge the letter; (4) Letter dated August 22, 1958 from J. E. Neal, City Manager, Redwood City, regarding complaint of odor in Friendly Acres Section emanating from either Ideal Cement Company or Red Bluffs. Mr. Price moved for investigation of complaint and report to the Board at the next regular meeting. Mr. Goyak seconded. Carried unanimously.

Chairman Gross called on Mr. Moran, Executive Secretary, regarding the Planning Questionnaire. Mr. Moran stated that several Board members had been unable to submit their replies. The Board directed the Executive Secretary to contact those Board members who have not submitted their responses and inform them that policies will be considered at the next regular meeting, October 1, 1958.

Mr. Blake was excused at 1:00 P.M.

Chairman Gross called on the District Counsel to present status of litigation. Mr. Lohm followed the Board that while a permanent injunction had been granted the District in the Tino Rosas case, the Keith Street Pump, this operation remains under close surveillance by the District as well as by the City Attorney's Office of San Francisco due to supposedly accidental fires for which Tino Rosas had been cited for Contempt of Court.

An objection was filed by the Air Pollution Control Officer against Flora Crane Co., Hapley Properties, Angus McLeod, George Clark, and McLeod Trucking Co., Inc. with the District Hearing Board. The Hearing Board continued the Flora Crane matter two months and dismissed the other respondents.

Chairman Gross called for New Business.

Mr. Moran, Executive Secretary, presented Resolution No. 84 - "In the Matter of Transferring Funds from Unappropriated Reserve to Account for Permanent Salaries for the Fiscal Year 1958-1959." Mr. Goyak moved for adoption. Seconded by Mr. Merrill. Carried unanimously on roll call.

There being no further business, Chairman Gross adjourned the meeting to October 1, 1958, 10:00 A.M. at the District's Office, 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 1:20 P.M.

Respectfully submitted,

Andrew C. Byrd
Secretary

Board of Directors

Day Area Air Pollution Control District

APC
9/18/58

1. The following is a list of the names of the persons who have been appointed to the various committees of the Board of Directors of the California Gas & Electric Co.

2. The following is a list of the names of the persons who have been appointed to the various committees of the Board of Directors of the California Gas & Electric Co.

3. The following is a list of the names of the persons who have been appointed to the various committees of the Board of Directors of the California Gas & Electric Co.

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✓
SANTA ANITA AIR POLLUTION CONTROL DISTRICT
BOARD OF SUPERVISORS MEETING
MINUTES

No Meeting ✓
October 11, 1958
10:00 A.M.

1180 Mission Street
San Francisco 3,
California

Chairman Gross called the meeting to order at 10:10 A.M., there being present the following:

William C. Blake, Andrew C. Byrd, Sam Della Maggiore, William Gross, Ivan T. Goyak, Arthur Kanzee, Jr., Clarissa Shortall McMahon, Alberto E. Merrill, Martin A. Pass, and Weldon L. Richards.

Excused Members Absent: Francis Dunn and Jack O. Fries.

Full Members Present: Benjamin Linsky, Patrick J. Moran, Matthew S. Walker, Margaret Klausner, and Pauline A. Dee.

Mr. Pass moved the Minutes of the September 3, 1958 meeting be approved as received. Seconded by Mr. Kanzee. Carried.

Chairman Gross called on Secretary Byrd for a report of the Advisory Council Selection Committee. Secretary Byrd reported the Advisory Council Selection Committee met on September 24, 1958, and wished to recommend to the Board for consideration and approval the appointment of Mr. Walter Gilpin to the Advisory Council in the category of Agriculturist. Following discussion, Secretary Byrd moved that Mr. Gilpin be appointed to the Advisory Council. Seconded by Mr. Richards. Carried unanimously.

Mr. Goyak stated that he and Mr. Fries would submit recommendations to fill the vacancy existing on the Advisory Council and to the resignation of Dr. H. L. Blum. Chairman Gross directed this matter be referred to the Advisory Council Selection Committee for consideration.

Mr. Byrd then called the Board's attention to a three page report in their folders which had been prepared by the District staff covering background material of past and present appointments to the Advisory Council.

Mr. Goyak reported that the Board of Supervisors of Contra Costa County had expressed a desire that he continue as a

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of the Board of Directors of the District until the expiration of his term, June 1st, 1960.

In the absence of Chairman Shafer of the Advisory Council, Mr. Moran, Executive Secretary, reported the Advisory Council had met on September 24, 1958 and the following officers were elected by the Advisory Council for the year 1958-59:

Chairman, Ralph W. Shafer
Vice Chairman, Dr. Bernard D. Tebbens
Secretary, Lawrence Livingston, Jr.

He added the Advisory Council had changed their regular meeting dates to the last Wednesday of September, November, January, March, and May. Mr. Moran further reported that the joint meeting of the Incineration and Combustion Committee and Processing and Manufacturing Committee was being held at 3:30 P.M., October 1, 1958, for final review of the technical report being prepared for the Public Hearing.

Chairman Gness called on Mr. Linsky, Air Pollution Control Officer, for a report on the District's activities.

Mr. Linsky opened his report by stating that final arrangements had been made for the Public Hearing to be held on October 8, 9 and 10, 1958, at the Auditorium, California Academy of Sciences, located in Golden Gate Park, San Francisco, California. The Board directed that the staff make luncheon arrangements for the Board, Advisory Council, Hearing Board, other dignitaries, and the staff during the Hearing Board sessions.

Mr. Linsky next reported on the complaint from Redwood City and stated that the Ideal Cement Company was taking definite steps to eliminate the nuisance and had made commitments for corrective action. The District planned no further action at this time other than surveillance.

Mr. Linsky stated that in compliance with Mr. Blake's request for an investigation of the China Basin complaint, the District had met with the Water Pollution Control Board and that Resolution No. 288 passed by the Regional Water Pollution Control Board requested the City and County of San Francisco to do some short range and long range work in that area.

Mr. Linsky reported with regard to compliance and enforcement of Regulation No. 1:

- (1) that the matter of the open burning at Alviso dump will be taken up by the Hearing Board on October 2, 1958;

- (2) the dump problems in the City of Alameda were reviewed with the Alameda County Health Department, who had made a survey of all the dumps in Alameda County. The survey indicated that most of the dumps were in good condition and where some infestation was noted corrective measures were being taken to eradicate the nuisance;
- (3) as to other violations, Mr. Linsky reported, the District had held several office conferences in an attempt to achieve complete understanding and compliance through education and persuasion.

Mr. Linsky then called on District Counsel, Mr. Walker, to report on the status of the District's pending litigation before the Hearing Board and the Superior Court of the City and County of San Francisco. Mr. Walker stated that Tino Rosas, operator of the Keith Street Dump, against whom a permanent injunction had been issued, had violated the injunction and was cited in contempt of court. Subsequently he was purged of contempt of court upon producing witnesses who swore the fires were accidental. An additional hearing had been before the Superior Court for September 19, 1958 but Tino Rosas' attorneys were not prepared and the Court had continued the matter to October 14, 1958. District Counsel Walker further informed the Board that the Hearing Board had a citation pending in the case of Ed Rosemont, owner of the property where Tino Rosas had been burning. This matter will be heard on October 27, 1958. Citations for Gus Arvold and Sherman Bros., et al (Alviso Dump) are scheduled for October 2, 1958.

Mr. Linsky reported on the work being performed by the Technical Division and pointed out that the preponderance of technical work was being centered on the completion of the Technical Report to be presented at the Public Hearing.

Mr. Linsky further reported that he had attended the County Supervisors Association of California Convention held September 26, 1958, at Fresno, California, at which a resolution was adopted setting forth the motor vehicle as an existing and continually increasing source of air pollutants and the only presently uncontrollable major source of air pollution. This resolution called upon the Motor Vehicle Manufacturing Industry of the United States to report to the nation its constructive accomplishments to date toward a solution of this problem. Following a reading of this Resolution, Mr. Rose moved that the Board of Directors endorse the Resolution. Seconded by Mr. Blake. Carried unanimously. It was requested that this Resolution be forwarded to the Boards of Supervisors of the member counties and to the League of California Cities for consideration and adoption.

It was the consensus of the Board that inasmuch as Director Merrill was recently elected President of the Peninsula

Division of the League of California Cities, it is appropriate to have Mr. Merrill present the Association at the next meeting of the League.

Mr. Linsky next brought to the Board's attention the National Conference on Air Pollution being held at the Sheraton-Park Hotel, Washington, D.C., on November 18th, 19th, and 20th, 1958. He stated the Conference was designed for community leaders, and the entire program was set up in layman's language. He informed the Board that the Air Pollution Control Committee of the County Supervisors Association of California recommended that as many supervisors as possible attend the Conference in Washington, D.C., and he personally recommended that as many members of the Board of Directors of the District attend as possible. Mr. Linsky requested authorization for himself and Mr. John E. Nelson, Director of Technical Services, to attend the meeting. Mr. Blake moved that Mr. Linsky and Mr. Nelson be authorized to attend the Conference in Washington, D.C., as well as any members of the Board of Directors, who can make the trip. Seconded by Mr. Poss. Carried unanimously on roll call.

Mr. Linsky reported on the Symposium held by the California Federation of Farm Bureaus on Air Pollution and Agriculture at Berkeley on September 18, 1958, outlining briefly the subject matters covered at this Conference.

Mr. Linsky noted that the Western Industrial Health Association will meet on Friday and Saturday, October 3rd and 4th, 1958, in Berkeley, California. The District has urged the staff to attend on Saturday, October 4th, 1958, and requested authorization for payment of the \$3.00 registration fee. Mr. Merrill moved the registration fee of \$3.00 be paid by the District for all those attending from the staff. Seconded by Mr. Poss. Carried unanimously on roll call.

Mr. Goyak inquired into the status of preparation for the Public Hearing and the participation of the Advisory Council in the compilation of data. Mr. Linsky replied the Public Hearings will start on October 8th and possibly continue on through October 9th and 10th, 1958. The District will prepare material compiled by the staff and which has been reviewed by the Advisory Council Committees. This data will be available for public distribution. The information presented by the public at the hearings will be reviewed by the Advisory Council and its Committees. All parties concerned will have sufficient time to digest the material and crafting of the actual proposed Regulation will not be done until all data has been assimilated and satisfactorily disseminated to the public.

Mr. Linsky reported next on the Candlestick Cove odor, stating a final program has not yet been developed by our parties.

responsible. General discussion ensued. Mr. Byrd moved that the Board direct Mr. Linsky to meet with representatives of the Water Pollution Control Board, the San Mateo County Health Department, Sewerage Association, State Board of Health, the Alameda Sanitary District and other interested groups to obtain facts as to the District's responsibility and that of others about alleviating this problem and to report to the Board of Directors at its next regular meeting. Carried on the following vote:

AYES: DIRECTORS BLAKE, DELLA MAGGIORE, GOYAK,
MERRILL, KANZEE, POSS, BYRD, AND GROSS,
NOES: DIRECTORS McMAHON AND RICHARDS,
ABSENT: DIRECTORS DUNN AND FRIES.

forth At this point, the Chair recognized Mr. W. J. O'Connell, member of the District's Advisory Council, and member of the Alameda Sanitary District, who informed the Board that the Alameda Sanitary District was holding a public hearing on this matter October 16, 1958, at 7:00 P.M., at their Geneva Avenue offices for the purpose of enacting an ordinance to prohibit the depositing of garbage in contact with salt water. Chairman Gross called upon Secretary Byrd for communications. Secretary Byrd read the following communications:

- (1) Letter dated September 8, 1958, from Dagmar O. Fulton, Executive Secretary, Alameda County Farm Bureau, enclosing Resolution passed by the Alameda County Farm Bureau, September 4, 1958, regarding glasshouse refuse. Mr. Linsky advised the Board that Director Dunn suggested it be referred to the Board of Supervisors, Alameda County. Mr. Richards moved this matter be referred to the Board of Supervisors, Alameda County. Seconded by Mr. Goyak. Carried.
- (2) Letter dated September 19, 1958, from John D. Preston, Secretary, Alameda County Mayors' Conference extending an invitation to the Board members to attend the dinner meeting to be held in the City of Albany on Friday, October 10, 1958 at 6:30 P.M., and asking Mr. Linsky to be the speaker on air pollution control in the Bay Area. The Board directed District staff to acknowledge the letter and Mr. Linsky to appear as speaker.
- (3) Letter of resignation, dated September 23, 1958, from C. R. Bartalini, Advisory Council member, setting forth his additional responsibilities which make it impossible for him to attend meetings of the Advisory Council. The Board accepted with regret Mr. Bartalini's resignation. Mr. Richards moved the letter be referred to the Advisory Council Selection Committee for action. Seconded by Mr. Merrill. Carried unanimously.

Chairman Gness called on Mr. Linsky to report on the status of the City and County of San Francisco ordinance on Open Burning. Mr. Linsky replied that the Public Health and Welfare Committee of the Board of Supervisors of the City and County of San Francisco received a draft of the Ordinance, held one hearing and referred it to the Fire and Public Works Departments for their review and report. Further action is expected within a week or two. Mrs. McMahon stated this is being watched closely and if it should remain tabled in committee the Board of Supervisors would consider calling the Ordinance out of Committee after 30 days.

Chairman Gness called on Mr. Moran for information on the Planning Questionnaire submitted to the Board in April. Mr. Moran stated that responses had been received from most of the Board members. Mr. Kansas moved the matter be referred to the Executive Committee for further study and consideration. Mr. Goyak seconded. Carried unanimously.

Chairman Gness introduced Mr. Hayden, Secretary-Manager of the Alameda County Industries, Inc., and other members of his Inter-Industry Committee. Mr. Hayden stated that it was the Committee's intent to offer their services and contribute their efforts to the District in order to evolve the best Regulation possible. Mr. Richards and other members of the Board expressed appreciation for the good faith shown by industry in appearing before the Board and offering their services for the good of their communities, and thanked them for attending the meeting.

Chairman Gness presented an engraved redwood gavel and Resolution of Commendation to former Chairman of the Board, Director William C. Blake, and expressed the Board's appreciation for the excellent contributions made by Director Blake during his tenure. Chairman Gness also presented a Resolution of Commendation to Directors Ivan T. Goyak and Waldon B. Richards, former Vice-Chairman and Secretary of the Board, respectively, and expressed the Board's appreciation for their excellent contributions and support to the District.

Mr. Linsky announced that the Board of Directors has scheduled the first Public Hearing on Regulation No. 2 to be held at 10:00 A.M., Wednesday, October 8, 1958, at the Auditorium, California Academy of Sciences, Golden Gate Park, San Francisco, California. Notices have been mailed to the District's complete mailing list advising them of this Public Hearing.

There being no further business, Mr. Wanzee moved for adjournment
seconded by Mr. Foss. Chairman Gaoss adjourned the meeting
to Thursday, November 6, 1958, at 10:00 A.M., at the District's
Office, 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:30 P.M.

Respectfully submitted,

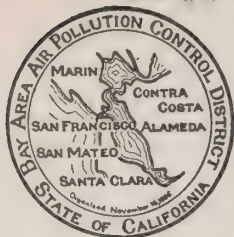
Andrew C. Byrd
Secretary
Board of Directors
Bay Area Air Pollution Control
District

412
AIR POLLUTION CONTROL BOARD
1400 W. 14th Street
San Francisco 3, California
Telephone E-4500

BOARD OF DIRECTORS AND ADVISORY COUNCIL
AIR POLLUTION CONTROL BOARD

Meeting Date: Oct. 1, 1959 at 10:00 A.M.

<u>Name</u>	<u>Representing</u>	<u>Address</u>
E. Pat Moore	Land-Air Inc.	San Leandro
C. A. Work	Land-Air Inc.	San Leandro
Wm. E. Cole	Owens Illinois	Oakland
L. G. Dawson	P. G. & E.	Oakland
Eric A Salo	P. G. & E.	San Francisco
R. W. Copeland	Certain-teed Prod.	Richmond
J. H. Easthagen	Cal Research	Richmond
R. D. Work	Standard Oil Co.	Richmond
H. J. Bemiss	Ala. Co. Ind. Mc.	Oakland Airport
A. H. Woodson	Judson Steel Corp.	4200 E. Shore Hwy.
Dorothy E. Ellis	Vern W. Tenney	DPWO 12ND San Bruno
V. J. Russo	Stauffer Chem. Co.	Richmond
D. R. Cromin	Columbia Geneva Steel	Pittsburg, Calif.
J. O. Ciprico	Std. Oil Co.	San Francisco
O. R. Fink	General Chem.	Port Chicago
D. G. Probst	Union Oil Co	Rodeo, Calif.
Frances Herring	Univ. of Calif.	Berkeley
J. R. Hanson	Shell Oil Co.	Martinez
J. H. Gaumer	Tidewater Oil	Associated
Wm. J. O'Connell	Advisory Council	Berlingame
G. L. Martin	Atlas Foundry	Richmond
Benn Martin	City & County of S. F.	San Francisco
Paul L. Arnold	U. S. Pipe & Foundry	Decoto, Calif.
W. Elwyn	Advisory Council	San Jose



BAY AREA AIR POLLUTION CONTROL DISTRICT

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WILLIAM GNOSS
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SAM DELLA MAGGIORE
Vice-Chairman
ANDREW C. BYRD
Secretary
WILLIAM C. BLAKE
FRANCIS DUNN
JACK O. FRIES
IVAN T. GOYAK
ARTHUR KANZEE, JR.
CLARISSA S. McMAHON
ALBERTO E. MERRILL
MARTIN A. POSS
WELDON L. RICHARDS

BENJAMIN LINSKY
Air Pollution Control
Officer

PATRICK J. MORAN
Executive Secretary

BOARD OF DIRECTORS

SPECIAL MEETING AND PUBLIC HEARING

M I N U T E S

Wednesday ✓
October 8, 1958
10:00 A. M.

Auditorium, California Academy
of Sciences, Golden Gate Park,
San Francisco, California

The members of the Board of Directors of the Bay Area Air Pollution Control District met this date, there being present the following:

BOARD MEMBERS PRESENT: William C. Blake, Andrew C. Byrd, Sam Della Maggiore, Francis Dunn, Jack O. Fries, William Gness, Ivan T. Goyak, Arthur Kanzee, Jr., Alberto E. Merrill, Martin A. Poss, and Weldon L. Richards.

BOARD MEMBERS ABSENT: Clarissa Shortall McMahon.

STAFF MEMBERS PRESENT: Benjamin Linsky, Patrick J. Moran, Matthew S. Walker, John E. Yocom, Milton Feldstein, Joseph Coons, Herbert Johnson, Warren Crouse, Glenn Aase, Chatham H. Forbes, Elmer Robinson, Peter J. Diffley, Margaret Klauser and Pauline A. Dee.

The special meeting and public hearing was called to order by Chairman Gness at 10:10 A. M.

Chairman Gness called on the District Counsel, Matthew Walker, to outline the legal procedure necessary to be followed at this meeting.

Mr. Walker reviewed the form of procedure to be followed pursuant to law for the purpose of considering a regulation on the subject of air pollution control.

The following speakers were then heard:

Mr. Benjamin Linsky, Air Pollution Control Officer, Bay Area Air Pollution Control District.

Mr. John A. Maga, Chief, Bureau of Air Sanitation, Department of Public Health, State of California, Berkeley, California.

Mr. Frank S. Skillman, Planning Director-Secretary, San Mateo
County Planning Commission.

Dr. William A. Spurr, Professor Business Statistics, Graduate
School of Business, Stanford University.

The meeting adjourned at 12:45 P. M.

The meeting reconvened at 2:25 P. M. and the following speakers were
heard:

Mr. John H. Easthagen, California Research Corporation, Richmond,
California, representing Western Oil and
Gas Association.

Mr. Eveleth E. Hayden, Chairman, Inter-Association Industrial
Committee, Oakland, California.

Mr. Paul L. Arnold, Resident Manager, United States Pipe & Foundry
Company, Decoto, California.

Mr. Frank Cepl, Representative, Multiple Chamber Incinerator Co.,
San Francisco, California.

On motion duly made and seconded the meeting adjourned to be reconvened
at 10:00 A. M., October 9th, 1958, at the Auditorium, California Academy
of Sciences, Golden Gate Park, San Francisco, California.

The meeting adjourned at 4:10 P. M.

Respectfully submitted,

Andrew C. Byrd
Secretary of the Board

MK:f
10/17/58

BOARD OF DIRECTORS

SPECIAL MEETING AND PUBLIC HEARING

M I N U T E S

Thursday
October 9, 1958
10:00 A. M.

Auditorium, California Academy
of Sciences, Golden Gate Park,
San Francisco, California

The members of the Board of Directors of the Bay Area Air Pollution Control District met this date, there being present the following:

BOARD MEMBERS PRESENT: William C. Blake, Andrew C. Byrd, Sam Della Maggiore, Francis Dunn, Jack O. Fries, William Gness, Ivan T. Goyak, Alberto E. Merrill, Martin A. Poss, and Weldon L. Richards.

BOARD MEMBERS ABSENT: Clarissa Shortall McMahon and Arthur Kanzee, Jr

STAFF MEMBERS PRESENT: Benjamin Linsky, Patrick J. Moran, Matthew S. Walker, John E. Yocom, Milton Feldstein, Joseph Coons, Herbert Johnson, Warren Crouse, Glenn Aase, Chatham H. Forbes, Peter J. Diffley, Elmer Robinson, Margaret Klauser, and Pauline A. Dee.

The Special Meeting and Public Hearing adjourned on October 8, 1958, to this time and place was called to order by Chairman Gness at 10:15 A. M.

Chairman Gness called on the District Counsel, Matthew Walker, to review the legal procedure necessary to be followed at this meeting. Following Mr. Walker's resume of procedural arrangements pursuant to law, the following speakers were heard:

Mr. Charles Eddie, American Forest Products Corporation,
San Francisco, California.

Mr. Richard Goder, President, Incinerator Institute of
America, New York.

Mr. C. D. Allen, Allen Engineering Associates, Inc.,
San Francisco.

Mr. Ernest E. Esgate, General Manager, Hudson Lumber Co., San Leandro.

Mr. Luther A. Nichols, Executive Vice-President, California
Manufacturers Association.

The meeting adjourned at 12:10 P. M.

The meeting reconvened at 2:10 P. M. and the following speakers were heard:

Mr. Alfred Sabin, Chairman, Air Pollution Control Committee, Golden Gate
Chapter of California Society of Professional Engineers,
San Francisco, California.

Mr. Ralph B. Dewey, President, Pacific American Steamship Association,
San Francisco, California.

Mr. Robert N. Finnie, Assistant to the President, Pacific American
Steamship Association, San Francisco, California.

Mr. Jay W. Walsh, Jr., San Francisco Salvage Association, San Francisco,
California.

Chairman Gness excused Mr. Blake at 2:25 P. M.

Chairman Gness excused Mr. Goyak at 3:00 P. M.

Mr. Poss moved that the Board terminate this series of hearings and that a report of these Hearings and all the evidence presented be taken under submission by both this Board and the Advisory Council, and the matter be brought before the Board of Directors for further consideration at the December 1958 meeting; and that subsequently further public hearings shall be held for the purpose of submitting a tentative regulation to regulate the emission of air contaminants from industrial processes, incinerators, heating and power plants and all of them, and everyone interested shall be given an opportunity to be heard and to offer any suggestions that tend toward improving the Regulation. Seconded by Mr. Fries. Carried unanimously upon the following roll call:

AYES: BYRD, DELLA MAGGIORE, DUNN, FRIES, GNOSS, MERRILL, POSS,
AND RICHARDS.

NOES: NONE.

ABSENT: BLAKE, GOYAK, KANZEE, AND McMAHON.

Mr. Della Maggiore moved that the date of the Board of Directors' meeting scheduled for November 6th, 1958, be changed to November 13, 1958, and be held at the District Office, 1480 Mission Street, San Francisco at 10:00 A. M. Seconded by Mr. Richards. Carried.

The meeting adjourned at 3:35 P. M.

Respectfully submitted,

Andrew C. Byrd
Secretary of the Board

MK:f
10/17/58

Bay Area
Air Pollution Control District
1480 Mission Street
San Francisco 3, California

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Mr. Massey then reported on the work of the Technical Division during the past month.

Mr. Massey began his report by directing the Board members' attention to the annual "Technical Report and Appendicals" which had been prepared for each member of the Board. This Report contains material prepared by and arranged for by the District Staff to the Board of Engineers at the Public Hearings held on October 8th and 9th, 1958. He stated the Technical Division's engineering group had devoted considerable time in revising and refining the data contained in the Report.

Mr. Massey reported that the City and County of San Francisco have given a high priority to corrective action on the China Basin Complaint. He called on Mr. Walker, District Counsel, to report on compliance and enforcement of Regulation No. 1.

Mr. Walker reported briefly on the status of the litigation before the Superior Court and the Hearing Board. He stated the Alviso Dump remains in active District surveillance and has been continued to January 14, 1959. The San Francisco dumps operated by Gus Arvold and Industrial have been certified to the District Attorney of San Francisco and injunctions will be requested. Other hearings set before the Hearing Board are the Lane and Mandel Street dumps.

Mr. Massey continued his report on the Technical Division by reviewing the work of the Source Testing Group, the Air Monitoring Section, the Laboratory, and the Library. He stated that under the supervision of the principal engineers, additional information on measurement and cost of control methods were being compiled to enable the District to set up clear cut procedures when regulations are established.

Mr. Massey stated that the Public Information and Education section was preparing two pamphlets for the District - one titled "Man Made Pollution" and the other a generalized information brochure on Air Pollution in the Bay Area.

Mr. Massey then reported on attendance at meetings held during the past month, including Public Hearing by the Sub-Committee on Air Pollution and Pollution Protection of the Assembly Interim Committee on Public Health; the Air Pollution Control Association, West Coast Chapter; Western Governmental Research Association; Western Industrial Health Conference; Alameda and Maricopa County Mayors' Conferences; San Francisco Medical Society, Inter-Association Industrial Committee of San Francisco Bay; and the Candlestick Point meeting held at the District

Mr. [Name] (Addressed to the Minutes as Mr. [Name] in complete regard to the meeting on Candlestick Point.)

Mr. [Name] called on Director Merrill who reported to the Board the action taken by the League of California Cities regarding the Resolution of the County Supervisors Association. Air Pollution Committee. Air Pollution problems. Director Merrill stated that with the support of Supervisor Blake the Board of Directors of the League of California Cities was of the opinion the Resolution should be made stronger and directed their legal counsel, Mr. Kelly, to prepare a new Resolution and send it to the Board of Directors. The revised resolution was adopted by the League.

Mr. [Name] requested authorization for Mr. John Yocom to stop over in Columbus, Ohio for conferences with specialists at Battelle Memorial Institute prior to his attending the National Conference on Air Pollution in Washington, D.C. on Friday April 10th for approximately one week. Seconded. Carried unanimously on roll call.

Mr. [Name] was excused at 11:15 A.M.

Mr. Della Maggiore brought up the matter of the Advisory Council requesting attending meetings such as the National Air Pollution Conference being held in Washington, D.C. at the expense of the District. A resolution was drafted following which Mr. [Name] moved the matter of authorizing Advisory Council members being authorized to attend such meetings at the expense of the District be tabled. Seconded by Mr. Merrill. Carried on the following roll call:

AYES: DIRECTORS DUNN, COYAK, ONOSS, KANZER, MERRILL, AND RICHARDS.

NOES: DIRECTORS DELLA MAGGIORE, FRIES, MEMARON, AND POSS.

ABSENT: DIRECTORS BLAKE AND BYRD.

Mr. [Name] informed the Directors that he was advised by the Alameda County Board of Supervisors that they will discuss our action on the Green-Span-Battelle Disposal Resolution presented to the District Board at approximately 1:00 PM meeting with their staff with the Alameda County Board of Supervisors on this matter.

Mr. [Name] then called on Acting Secretary William L. Richards for communications.

... of the ... and their ...
... The ...
... the County Supervisors' Association of California, ...
... the ... Board's action in adopting ...
... air pollution control as first adopted by the County
Supervisors' Association of California at Fresno, California, September
26, 1958.

Mr. Fries was present at 11:30 A.M.

Mr. Walker directed the Board's attention to proposed legislative
amendments to the District Law. He informed the Board that these
proposed amendments had been referred to the Advisory Council for
study and recommendation. He suggested the amendments be studied by
the respective Boards of Supervisors and City Councils, and stated
they should be introduced during the first thirty days of the open
session of the State Legislature. Following a general discussion
Mr. Fries moved the matter be tabled. Seconded by Mrs. McMahon.
Carried on roll call.

Mr. Fries informed the Board that the San Francisco Local
Ordinance on Open Burning was passed by the San Francisco Board of
Supervisors on November 10, 1958, by a vote of nine to one.

Mr. Moran, Executive Secretary presented Resolution No. 86 - "In
the matter of transferring funds from Appropriated Surplus for
Fiscal Year 1957-1958 to a Reserve for Adjustments." Mr. Fries
moved for approval. Seconded by Mr. Della Maggiore. Carried
unanimously on roll call.

After some further business, Mr. Della Maggiore moved for adjourn-
ment, seconded by Mr. Fries. Chairman Moran adjourned the meeting
to Wednesday, December 3, 1958 at 10:00 A.M., at the District's
Office, 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:45 P.M.

Respectfully submitted,

Weldon L. Richards
Acting Secretary
Board of Directors
Bay Area Air Pollution Control
District

San Francisco State University
San Francisco, California
November 2, 1958

BOARD OF DIRECTORS MEETING

Wednesday
November 12, 1958
10:00 A.M.

1480 Mission Street
San Francisco 3,
California

Meeting Chairman Della Maggiore called the meeting to order at 10:20 A.M., there being present the following:

William C. Blake, Andrew C. Byrd, Sam Della Maggiore, Francis Dunn, Jack O. Fries, Ivan T. Goyak, Arthur Kannee, Jr., Alberto E. Merrill, Martin A. Poss, and Melvin L. Richards.

Members Absent: William Gness and Mrs. Clarissa S. McMahon

Staff Members Present: Benjamin Linsky, Patrick J. Moran, John E. Yocom, Matthew Walker, and Margaret Klausner.

Mr. Fries moved the minutes of November 13, 1958, be approved as received. Seconded by Mr. Blake. Carried unanimously.

Mr. Goyak, Acting Chairman of the Budget and Finance Committee, presented the District's Receipts and Disbursements Statements for the months of September and October, 1958, and moved for approval. Seconded by Mr. Richards. Carried unanimously on roll call.

Mr. Kannee, Chairman of the Personnel Committee, reported that the actuarial study of the State Employees' Retirement System, which was approved by the Board at the November 13, 1958 meeting, was now being processed. He further stated that it was the recommendation of the Personnel Committee that the Board consider the adoption of Unemployment and Disability Insurance for members of the District Staff and that an election among the employees of the District be held to determine whether or not they would be in favor of such insurance coverage. In the event the result was favorable the Committee recommended the Board make an application to the Director of Department of Employment of the State of California to enter the Unemployment Compensation and Disability Insurance Plan under the provisions of Section 709 of the Unemployment Insurance Code.

Mr. Kannee detailed the benefits to be derived by the employees under this plan and called upon Mr. Walker to read the Resolution which had been prepared for consideration by the Board. **BUREAU OF PUBLIC INFORMATION**
At the conclusion Mr. Kannee pointed out that the copy of the Resolution

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Mr. Linsky called upon Mr. John Yocum, Director of Technical Services to report on the technical operations. Mr. Yocum reported on the activities of the Technical Division outlining the work being accomplished in the laboratory; the Air Monitoring Division; Engineering Division; Surveillance and Enforcement, and the Technical Library. He also reported on the meetings attended by the Technical Staff at which the members had spoken before Agricultural and Industrial Groups.

Mr. Richards inquired regarding the method used in arriving at the oxidant readings which were given out by the District and reported on the radio and television stations and in newspapers. Mr. Yocum informed the Board that "total oxidant" measurements were reported on the basis of the phenolphthalein method which gives results greater by a factor of about 2 than the measurement numbers reported in Los Angeles for the same oxidant concentration. It was recommended by the Board that this additional information be furnished to those calling the District for oxidant values. This would include newspapers, radio, TV stations as well as private citizens.

Mr. Della Maggiore inquired as to whether or not it would be proper to carry this problem to the State Department of Public Health. Mr. Linsky stated this had already been done and that a sub-committee of the Advisory Committee on Air Sanitation of the State Health Department was working on it now and that Dr. Haagen-Smit, Mr. Linsky, and Mr. Maga of the State Health Department had been appointed to that Committee to determine what can be done to standardize measuring methods. Mr. Linsky stated that it would not be necessary, therefore, for the Board to take any action at this time.

Mr. Blake stated he was concerned about the health and welfare of the community in reference to radiation of vegetation and other matters which may show up in milk. It was pointed out that this was a state-wide problem requiring state-wide action. The District had not budgeted funds for a program of radiation measurement and control. The State Department of Public Health had requested funds from the State Legislature for testing radiation in milk. Following detailed discussion it was moved by Mr. Blake that the Advisory Council pass a Resolution urging the Legislature of the State of California to consider favorably the request of the State Department of Public Health for adequate funds to engage in a program of measurement and testing of radiation in milk. A copy of this resolution is to be transmitted to each House of the State Legislature with a copy to each Legislator representing the constituent counties of the Bay Area Air Pollution Control District. Seconded by Mr. Poss. Carried unanimously on roll call.

Mr. Byrd moved that the matter of radiation damage to any and all food be submitted to the Advisory Council for consideration and report back to the Board. Seconded by Mr. Byrd. Carried unanimously.

Mr. Lindsay stated that with respect to the uniformity of Regulation No. 1, he would like to suggest to the Board that it consider adopting a Resolution requesting each of the cities and villages in the District to adopt adequate local ordinances which will permit local enforcement of the provisions of Regulation No. 1. He called upon Mr. Walker to read a proposed Resolution which had been prepared for the Board's consideration. Following the reading of the Resolution and a general discussion it was the consensus of the Board that the District Counsel prepare a sample ordinance on this subject with suggestions as to modification for local purposes (local provisions to be stricter, to some degree, than the terms of Regulation No. 1, so as to comply with Health and Safety Code - Section 2460.3) to be submitted to City Councils and Boards of Supervisors. Mr. Fries moved the adoption of Resolution No. 89 - "In the Matter of Recommending to Local Legislative Agencies the Adoption of Local Ordinances Controlling Open Burning." Seconded by Mr. Goyak. Carried unanimously on roll call.

Mr. Goyak recommended that a copy of the Sample Ordinance be mailed to each Director at least two days before it goes out to the Cities and Counties.

Mr. Lindsay asked permission from the Board to send Daric Levaggi, Chemist, to the Robert A. Taft Engineering Center, Cincinnati, Ohio, to attend a one week course in "Chemical Microscopy for Analysis of Air Pollutants." He stated that Mr. Yocom, Director of Technical Services, and Mr. Feldstein, Director of Laboratory, had recommended this training on-the-job for Mr. Levaggi, the total cost of which would be approximately \$328. Mr. Blake moved that Mr. Levaggi be authorized to attend the one week course at the Robert A. Taft Engineering Center, Cincinnati, Ohio, January 12-18, 1959. Carried unanimously upon roll call.

Mr. Shafer reported on the activities of the Advisory Council and the meeting of the Council on November 26, 1958, at which the general scope of Regulation No. 2 had been considered. He stated the action taken by the Council will be reported in the Minutes of the meeting which are now in the process of formulation. The Board's interest in the Associated Builders and Contractors for relief from Regulation No. 2 will be considered at the Council's January 28, 1959, meeting and a recommendation will be made at that time.

Secretary Byrd stated one communication had been received from the General Manager, Engineering and Technical Department, Automobile Manufacturers Association, Detroit, Michigan, dated November 20, 1958, relative to the solution of the air pollution problem from auto exhausts, and enclosing a copy of their reply to the County Supervisors Association. Following the reading of these communications, Directors Dunn, Fries, Goyak, Merrill, and Byrd expressed their concern over the negative attitude of the representatives of the Automobile Industry who were present at the National Conference on Air Pollution held in Washington, D. C., October 18-20, 1958. Following detailed discussion Mr. Blake moved that the District prepare a letter in reply to Mr. Shafer.

to be signed by the Chairman of the Board of Directors, requesting that a representative from the Automobile Manufacturers' Association meet with the Board of Directors explaining what progress they were making to control automotive exhausts so that this Board in turn could inform the people of the Bay Area. Seconded by Mr. Dunn. Carried unanimously on roll call.

Mr. Goyak was excused at 11:35 A.M.

Mr. Linsky reported on the status and consideration of the development of Regulation No. 2, including meetings with the Advisory Council, its Committees, Industry Groups, Inter-industry Technical Committees, individual companies and others. He presented two proposed schedules for the development of Regulation No. 2. Following general discussion Mr. Della Maggiore moved that the longer schedule be adopted. Seconded by Mr. Poss. Carried unanimously. (A copy of the approved schedule is attached and made a part of these Minutes.)

Acting Chairman Della Maggiore called the Board's attention to a letter which he had seen signed by the District Staff which stated the District would approve an incinerator which complied with the requirements of the Los Angeles District. Mr. Linsky pointed out to the Board that at approximately the time of the adoption of Regulation No. 1, he had recommended to the Board of Directors, and the Board had approved, a policy statement that incinerators built before adoption of our Regulation on incinerators which comply with the present requirements of the Los Angeles Air Pollution Control District would be allowed to continue in operation throughout the useful life of the equipment. This would be permitted even though our regulations, when adopted, may be more stringent in some respects than those of Los Angeles. Mr. Linsky stated that when Regulation No. 2 is adopted a "Grandfather" clause should be included for those particular pieces of equipment installed prior to the adoption of Regulation No. 2.

Mr. Fries requested a report at the next Board meeting on all current known violations of Regulation No. 1. Mr. Linsky stated he would have this report for the Board.

There being no further business Mr. Richards moved for adjournment. Seconded by Mr. Blake. Acting Chairman Della Maggiore adjourned the meeting to Wednesday, January 7, 1959, at 10:00 A.M. at the District's Office, 1480 Mission Street, San Francisco 3, California.

The meeting adjourned at 12:10 P.M.

Respectfully submitted,

Andrew C. Byrd, Secretary
Board of Directors
Bay Area Air Pollution Control District

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